

**RUTHERFORD COUNTY, TENNESSEE
DEATHS & ESTATE SETTLEMENTS**

VOLUME IV

1870 - 1880

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Published 2012

**RUTHERFORD COUNTY HISTORICAL SOCIETY
P. O. BOX 906, MURFREESBORO, TN 37133-0906**

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1870-1880

The information contained in this book has been abstracted and compiled from Rutherford County Court Minute Books, Record Books, Circuit Court Minute Books and Chancery Court Minute Books and files. Generally, the information was extracted in the order that it was found and is a listing of raw facts as recorded in the various books.

During the Civil War years [1861-1865], the Rutherford County Courts and offices were disbanded while both armies fought over occupation of the Courthouse and surrounding countryside. After the war, many estates which had been held in abeyance were brought before the courts. The issues of assigning and conveying slaves were no longer valid. Plantations had been left in ruins. Land and its transfer became the object of many estate settlements, in some cases lasting many years.

Determining the correct spelling of certain names was very difficult. Names were spelled in different ways within the same document or from entry to entry. These were names such as Adkerson/Atkinson/Atkerson; Robertson/Robinson/Roberson; Vincent/Vinson; Beasley/Beesley; Read/Reed; Batey/Beaty/Betty; Furgason/Furgerson/Ferguson, etc. etc. Deciphering initials was especially difficult such as the differences between S-L or I-J or A-H or M-W, for instance.

Many entries contain names of family members or possible family members who purchased items when the personal estate of the deceased persons was sold. It was noted that the widows often purchased certain pieces of furniture, such as a bed and chest, kitchen furniture, sugar chest, and other family heirlooms. This was especially helpful in identifying a widow who had remarried.

Numerous marriages were identified that are not found in Rutherford County marriage records. The identity of the parents of many of the brides is also found in the records when a parent names a married daughter or a son-in-law. Often a marriage can be identified when the groom's first name is missing, when she is definitely identified as a daughter, but with a different last name, showing that she had married.

The following is an explanation of some of the terminology used in the text:

Administrator or Executor - When a person died with a will, he/she named an executor(s) to handle the legal business of probating the will. If an individual failed to leave a will, the court appointed an administrator to probate the will. This person was usually a wife or a next of kin or a person to whom the deceased owed money. The administrator took charge of the estate and disposed of it according to the rules of law.

Administratrix or Executrix - Female administrator or executor.

Administrator de bonis non - The person appointed by the court when the original administrator or executor resigned, died or was otherwise removed.

Administrator with the will annexed - The person appointed by the court when the executor named in a will renounced his right to serve, died or was otherwise removed. Often these estates came from other counties or districts where some part of the estate involved issues within Rutherford County.

Bona nola bilia - When letters of administration were obtained in a different place from where the deceased person resided.

Codicil - An addition to the will by the testator while still alive.

1. Abernathy, J. Died April 1860, unknown.

Rutherford Co., TN US Census Mortality Schedules: J. Abernathy, 27, died in April 1860.

2. Abernathy, Jesse Died ca 1868, intestate

Note: Jesse M. Abernathy, son of Dr. Jesse J. & Mary Moore [Murfree] Abernathy.

July 1, 1875, Chancery Court: J. J. Abernathy vs J. M. Baird & others. The court decreed that the complainant was entitled to the funds in the hands of J. M. Baird and ordered the funds paid to the administrator of the estate of Jesse Abernathy (deceased).

July 7, 1875, County Court: Jesse Abernathy had disappeared from his home in Franklin Co. over seven years ago and the court declared him dead. James M. Avent had been appointed his administrator.

November 10, 1876, County Court: James M. Avent, administrator of the estate, made an estate settlement with the court.

1850 Rutherford Co., TN Census, Murfreesboro: Jesse J. Abernathy, 33 VA Physician; Mary M. Abernathy, 29; Alice Abernathy, 6; Jesse M. Abernathy, 4; Roberts Abernathy, 2; Clayton C. Abernathy, 22 Physician.

3. Mary Moore [Murfree] Abernathy Died 10 April 1854, intestate. [Cont'd from Vol. II & III]

Note: This is the first wife of Dr. Jesse J. Abernathy and daughter of Mathias B. Murfree.

June 7, 1867, Chancery Court Enrolled Cases #2, pg. 577: James B. Murfree, guardian of Benjamin R. Abernathy. The petitioner stated that his ward was entitled to \$767.31 which was all of his estate except a remainder interest in some real estate near Murfreesboro. His father, who was insolvent, had been compelled to make assignment of all his property including his life estate in the above mentioned property and was unable to provide for the education of petitioner's ward. The interest on his ward's funds was inadequate to provide for his education and the petitioner prayed for a decree to allow him to use the entirety of his ward's funds for education.

June 8, 1870, County Court: Jesse J. Abernathy, guardian of William Abernathy, prayed to the court to be permitted to resign his trust as guardian. Jesse J. Abernathy held \$1409 in trust for Jesse M. Abernathy, Benjamin R. Abernathy and William Abernathy. William Abernathy's share was put in the hands of J. M. Baird as trustee. J. J. Abernathy was permitted to resign as guardian and E. [Erasmus] D. Hancock was appointed guardian in room and stead of J. J. Abernathy. William Abernathy was an heir at law of M. [Mathias] B. Murfree (deceased).

March 14, 1872: E. [Erasmus] D. Hancock, guardian for William Abernathy, a minor child of J. J. Abernathy (deceased) and heir at law of M. B. Murfree (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: Jesse Abernathy, Jr. married Mary M. Murfree on October 11, 1843. Jesse Abernathy, Jr. married Mrs. Susan E. Sumner Williams, widow, on January 16, 1855.

Franklin Co, TN Marriage records: J. J. Abernathy married Sarah E. Howard on August 6, 1878.

1850 Census for Rutherford Co., TN: Jesse J. Abernathy, 33 VA, Physician; Mary M. Abernathy, 29; Alice Abernathy, 6; Jesse M. Abernathy, 4; Robert Abernathy, 2; Clayton C. Abernathy, 22 Physician.

1860 Census for Rutherford Co., TN: J. J. Abernathy, 42 VA, MD; S. E. Abernathy, 30; J. M. Abernathy, 13 [m]; B. R. Abernathy, 11 [m]; William Abernathy, 9; H. J. Abernathy, 4 [m]; S. E. Abernathy, 2 [f]; Sumner Abernathy, 3 mos.

1870 Census for Franklin Co., TN: John J. Abernathy, 54 VA, Physician; Sarah E. Abernathy, 41; William Abernathy, 19; Henry Abernathy, 15; Bettie Abernathy, 12; Samuel Abernathy, 10; Mary Abernathy, 6; Milly Abernathy, 4; Joseph Abernathy, 4.

4. Adams, Jane Died August 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: Jane Adams, 38, died in August 1849 of Typhoid fever.

5. Adams, Sandy (colored) Died before August 9, 1876, intestate.

August 9, 1876, County Court: W. L. Johnson was appointed guardian for Joseph Adams (colored), a minor child of the deceased.

6. Adkerson, Dock (colored) Died before July 3, 1876, intestate.

July 3, 1876, County Court: David Travis was allowed \$3 for digging a grave for Dock Adkerson (colored).

7. Alexander, Albert G. Died February 26, 1862, intestate. [Cont'd from Vol. III].

Note: Son of Daniel Alexander. Widow/Executrix: Ann Eliza [Suttle] Alexander.

August 7, 1878, County Court: Mrs. Ann E. [Suttle] Alexander, guardian for Kate Alexander and Ophelia Alexander, minor children of A. G. Alexander (deceased), made a settlement with the court.

March 19, 1880, Circuit Court: J. B. Collier, cashier First National Bank of Murfreesboro vs R. L. Alexander, principal and J. W. and J. Y. Putman, securities. The plaintiff moved the court for a decree to sell a tract of land belonging to the defendant to satisfy a judgment for \$985.05 plus costs. R. L. Alexander had inherited the land from his father. The land was sold but the buyer refused to comply with the terms of the sale and the sale was voided.

September 6, 1881, County Court: Mrs. Ann E. [Suttle] Alexander, widow and other heirs at law vs James M. Alexander, guardian and others. The court ruled that a decree of January 1868 that had been inadvertently omitted from the minute book, be entered nunc pro tunc and that it be valid and binding as if it had been entered in January 1868. The decree read as follows: The land jointly owned by Albert G. Alexander (deceased) and Ellis Suttle was to be divided and Ellis Suttle was to receive one-half in value of all land jointly owned. The residue of the land was to be partitioned after Mrs. [Suttle] Alexander had been assigned dower. The heirs and legal representatives were to wit: R. L. Alexander, Lizzie Alexander, Eliza Alexander, Ophelia Alexander and Kate Alexander. Ellis Suttle received three tracts of land totaling 54 acres. Mrs. A. E. [Suttle] Alexander received a tract of 141 acres and 42 acres of cedar land as her dower. Kate Alexander received 126 acres of the remainder; Lizzie Alexander received 140 acres, Ophelia Alexander received 191 acres and Eliza Alexander received 191 acres.

8. Alexander, Martin L. Died before October 31, 1872, intestate.

Note: Martin L. Alexander was the son of Pritchett & Nancy C. [Norman] Alexander, see Vol II.

October 31, 1872, Chancery Court: Martin Alexander vs D. [David] W. Alexander and Thomas B. Lyon, surviving administrator of Pritchett Alexander (deceased). The death of Martin Alexander was proven. The court suggested that a legal representative of the complainant revive the bill.

Rutherford Co., TN Marriage records: Martin L. Alexander married Sarah H. Ivy on June 10, 1842.

1850 Census, Rutherford Co., TN: Martin L. Alexander, 37; Sarah H. Alexander, 37; William M. Alexander, 4; Willis J. Alexander, 3; Nancy Ivy, 22; and other unrelated names.

9. Alexander, Pritchett Died April, 1860, intestate. [Cont'd from Vols II & III].

Note: Widow: Nancy C. [Norman] Alexander. Administrators, sons-in-law: James S. Lyon, Thomas B. Lyon

September 27, 1870, Chancery Court Enrolled Cases #1, pg. 183: Thomas B. Lyon and wife, Nancy C. [Alexander]; Thomas C. Marlin and wife, Eveline O. [Alexander]; Welcom Mankin; Martin Alexander and Pritchett Lyon, all of Rutherford Co.; P. M. M. Alexander, of Mississippi; David W. Alexander, of Maury Co., TN; Angeline P. [Alexander] Richardson, of Rutherford Co.; John Mankin and Jimmie Mankin, of Rutherford Co., minors under guardianship of their father, Welcom Mankin.

The intestate left the following children to wit: (1) Nancy C. [Alexander] Lyon (wife of Thomas B. Lyon); (2) Eveline O. [Alexander] Marlin (wife of Thomas Marlin); (3) Martin Alexander; (4) Adeline [Alexander] Lyon, wife of James S. Lyon (deceased), who had died since the intestate leaving two minor children: Pritchett Lyon and Sarah [Lyon] Mankin, wife of Welcom Mankin, who had died leaving two children, John Mankin and Jimmie Mankin; (5) P. M. M. Alexander; (6) David W. Alexander; (7) Angeline P. [Alexander] Richardson, a feme sole.

The intestate had owned a number of slaves and they had been sold for partition of the proceeds. A number of his heirs had made purchases and had given notes none of which had been paid. They were to be counted against their respective shares of the estate. The intestate had owned two tracts of real estate, one hundred seventy acres and fifty-three acres. The petitioners prayed for a decree to sell the real estate and use the proceeds to equalize the advancements before dividing the money.

Undated, County Court and January 31, 1873, Chancery Court Enrolled Cases #3, pg. 293: Alexander Lyon, Nathan P. Lyon, Elizabeth Lyon, Susan Lyon, children of Thomas B. Lyon and wife, Nancy C. [Alexander] Lyon, daughter of Pritchett Alexander (deceased), T. C. Marlin and wife, Eveline [Alexander] Marlin, daughter of Pritchett Alexander (deceased), Angeline [Alexander] Richardson, daughter of Pritchett Alexander, P. M. M. Alexander; Welcome Mankin; William Manly and wife, Jimmie [Mankin] Manly; D. [David] W. Alexander; M. L. Alexander; P. A. Lyon, plaintiffs vs Thomas A. Lyon, Martha Lyon, Fanny Lyon, minor children of Thomas B. Lyon and wife, Nancy C. [Alexander] Lyon (deceased), daughter of Pritchett Alexander (deceased) and Johnnie Mankin, minor child of Welcome Mankin and wife, Sarah [Lyon] Mankin, and granddaughter of Pritchett Alexander. All the considerable real estate of the deceased had been partitioned among the heirs and heirs at law except a small tract of 53 acres that had been in litigation. The tract was owned by the plaintiffs and defendants in common. Partition was to be as follows to wit: (1) Alexander Lyon, Nathan P. Lyon, Elizabeth Lyon, Susan Lyon, Thomas A. Lyon, Martha Lyon and Fannie Lyon were each entitled to 1/7 of 1/7 in right of their deceased mother, Nancy C. [Alexander] Lyon. (2) Eveline [Alexander] Marlin, 1/7. (3) Angeline [Alexander] Richardson, 1/7. (4) P. M. M. Alexander, 1/7. (5 & 6) Welcom Mankin had purchased the interests of D. [David] W. Alexander and M. L. Alexander, 2/7. (7) Welcom Mankin had purchased the interest of Pritchett A. Lyon, 1/2 of 1/7; William Manly and wife, Jimmie [Mankin] Manly, 1/4 of 1/7; Johnnie Mankin, 1/4 of 1/7. The petitioners prayed for a decree to sell the land.

February term, 1874, County Court: The notes for the purchase of 53 acres and all right, title and interest of Alexander Lyon, Nathan P. Lyon, children of Thomas B. Lyon; Nancy C. [Alexander] Lyon, daughter of the intestate, and their minor children D. [David] W. Alexander; M. L. Alexander; P. A. Lyon; Thomas A. Lyon; Martha Lyon; Fannie Lyon; Eveline [Alexander] Marlin, wife of T. C. Marlin, daughter of intestate; Angelina [Alexander] Richardson, daughter of intestate; P. M. M. Alexander; Welcom Mankin; Jimmie [Mankin] Manly, wife of William Manly; and John Mankin, minor child of Welcom Mankin and wife, Sarah [Lyon] Mankin, granddaughter of the intestate was divested and vested in R. H. Wood.

March 2, 1875, County Court: The commissioner who sold the 53 acres reported that he had received the last payment on the land and he had \$200 for distribution subject to the order of the court, and the purchaser was entitled to a decree of title.

Rutherford Co., TN US Census Mortality Schedules: Pritchett Alexander, 83, married, born in NC, died in April 1860 of "Old Age."

10. Alexander, Sarah Died March 1850, intestate.

Rutherford Co., TN US Census Mortality Schedules: Sarah Alexander, 3, died March 1850 of inflammation of the lungs.

11. Alexander, William R. Died October 1849, intestate. [Cont'd from Vol. I].

Rutherford Co., TN US Census Mortality Schedules: William R. Alexander, 25, merchant, died October 1849 of Typhoid fever.

12. Alford, William Died December 8, 1868, testate. [Cont'd from Vol. III].

Note: According to the burials in the Alford Cemetery, Sallie Waller was the 1st wife of William Alford and mother of his children.

January 28, 1874, Chancery Court, Enrolled Cases #5, pg. 324: William Alford had been about 80 years old when he married his second wife, Eliza [Coms], who was about 28-30 years old.

June 20, 1877, County Court: L. J. Pierce, executor of William Alford (deceased) made a final estate settlement with the court. There was a balance of \$7904.85 due the estate from the executor.

April 15, 1878, County Court: State of Tennessee for the use of J. T. Dejarnett & others vs L. J. Pierce, executor of William Alford (deceased). L. J. Pierce, I. W. Pierce, Ben T. Wade, John Short and wife, Eliza [widow of William Alford] Short, had been served but failed to appear. The defendants plus Beverly Randolph and Robert Alexander were securities for L. J. Pierce as executor. Of the \$7904.85 that he had on hand at the final settlement in June 1877, one-half was distributable to L. J. Pierce, I. W. Pierce and W. T. Pierce, grandchildren of the deceased by his daughter, Harriet [Alford] Pierce. The other one-half was to go to W. A. Dejarnett, J. T. Dejarnett, John W. Dejarnett, James C. Dejarnett and Daniel M. Dejarnett, grandchildren of the deceased by his daughter, Sarah [Alford] Dejarnett. W. A. Dejarnett had received his share; J. T. Dejarnett had received all except \$90 that had been assigned to his brother, John W. Dejarnett. The remaining brothers had not been paid and the court decreed they were each entitled to a recovery of \$790.48 plus interest from July 23, 1877, from the executor and his securities.

Rutherford Co., TN Marriage Records: William Alford married Eliza Coms on 8 March 1865. John Short married Mrs. E. J. Alford on 24 December 1870.

13. Allen, Elizabeth Jane Died August 25, 1871, intestate.

September 4, 1871, County Court: Elizabeth Jane Allen was the widow and executrix of her husband, Robert J. Allen who died May 1, 1871 [see below].

March 22, 1880, Chancery Court: Levica Allen in her own right and as next friend of Eugene Allen, Eugenia Allen and Buena Vista Allen of Davidson County; J. [James] H. Jarman and wife, Callie V. [Allen] Jarman; J. S. Allen and Donalson Barker of Rutherford County vs G. T. Allen, executor of R. J. Allen (deceased), a citizen of Davidson County. Elizabeth J. Allen died August 1871.

Rutherford Co., TN Marriage Records: J. [James] H. Jarman married Callie Allen on December 11, 1872.

1850 Rutherford Co., TN Census: Robert J. Allen, 28 VA; Elizabeth J. Allen, 26 VA; Greenville, 5 VA; John S. Allen, 3 VA; Caroline V. Allen, 1 VA; Licca Woods, 47 F VA, Black.

1860 Rutherford Co., TN Census: R. J. Allen, 37; E. J. Allen, 36 (f); Granville Allen, 16; John Allen, 14; Caroline Allen, 12; Hall Allen, 9; Brantley Allen, 6; Levica Allen, 4 (f); Perry Allen, 1.

1870 Rutherford Co., TN Census, Dist. 15 (Valley): James Allen, 51; E[izabeth] J. Allen, 48; Callie Allen, 20; Halley Allen, 17; Brantley Allen, 16; Visey Allen, 13; Juna Allen, 8; Brother Allen, 4; Sister Allen, 4 (twins).

14. Allen, Rebs B. Died before May 23, 1870, intestate.

Note: See entry for Quixana [Allen] Sneed for additional information.

May 23, 1870, Chancery Court: Rebs B. Allen vs William S. Rhodes et al. The death of Rebs B. Allen was acknowledged when the case came before the court.

15. Allen, Robert James Died May 1, 1871, testate.

Will dated April 14, 1871. Will probated July 3, 1871. Executrix: Elizabeth Jane Allen, widow [see above]. First: The executor was to pay all debts and funeral expenses. Second: The testator willed the farm that he lived on to his wife along with all the stock, farming utensils, household and kitchen furniture, notes and money to have and control for the purpose of raising, educating and supporting the children that were minors. If she died before all the children were of age, then son, G. T. Allen, was to take charge of the estate and manage it for the same purpose as his wife. As the children became of age, each was to receive \$175 in money or property to make them equal to sons, G. T. Allen and J. S. Allen, who previously received that amount. Third: The testator wanted his wife, Elizabeth Jane Allen, to sell the little farm that son, G. T. Allen, lived on privately or at auction. Fourth: When all the children had become of age or married, the testator directed that his entire estate be sold and the proceeds divided equally among the children. Those that had already received \$175 were to account for it. Fifth: The testator nominated and appointed his wife, Elizabeth J. Allen, as executrix.

September 4, 1871, County Court: The court noted that Elizabeth J. Allen, executrix of her husband, had died. G. T. Allen, the executor nominated in the testator's will, qualified as executor. L. E. Allen provided part of the security.

December 4, 1871, County Court: G. T. Allen, executor of the estate, submitted an inventory of the notes and personal property.

January 2, 1875, County Court: A sale list of personal property sold at auction was presented to the court: J. S. Allen and W. N. Allen purchased items at the auction.

January 6, 1875 County Court: G. T. Allen, executor of R. J. Allen (deceased) made a settlement with the court. The executor had on hand \$2726.52.

October 16, 1875, Chancery Court Enrolled Cases #6, pg. 207: Granville T. Allen, executor vs Brantley Allen, Levica Allen, Buena Allen, Engene Allen and Eugenia Allen, all minors; John S. Allen; James H. Jarman and wife, Caroline V. [Allen] Jarman, the last three adults. There was another son, Hall Allen, who had died on or about February 1, 1872 intestate and unmarried. Granville T. Allen had become executor upon the death of his mother. He was doing a good job of administering the estate. The proceeds from the crops had been applied to the support of the children and payment of debts. Even with his best management, the executor found himself unable to execute his father's will and the indebtedness had steadily increased. It would be necessary to sell additional land to pay debts and pay the bequests in the will. The executor felt it would be to everyone's advantage to sell the entire 144 acre tract and divide the proceeds. The share of Hall Allen would go equally to his surviving siblings. The complainant had purchased the shares of John S. Allen and Caroline V. [Allen] Jarman. He prayed for a decree to sell the land.

October 20, 1875, Chancery Court: Granville T. Allen, executor of R. J. Allen (deceased) vs Brantley Allen and others. Brantley Allen, Louisa Allen, Buena Allen, Eugene Allen and Eugenia Allen were minors without guardian. A guardian ad litem was appointed.

March 22, 1880, Chancery Court: Levica Allen in her own right and as next friend of Eugene Allen, Eugenia Allen and Buena Vista Allen of Davidson County; J. H. Jarman and wife, Callie V. [Allen] Jarman; J. S. Allen and Donaldson Barker of Rutherford Co. vs G. T. Allen, executor of R. J. Allen (deceased), a citizen of Davidson Co. Elizabeth J. Allen died August 1871. G. T. Allen had qualified as executor on September 4, 1871 and immediately violated the instructions of the will. Soon after he took possession of the estate, he sold all the stock and personal property and appropriated the proceeds as his own. He was totally insolvent. He moved from Rutherford Co. to Nashville, rented out the farm on which the minor children of R. J. Allen (deceased) were to be raised and educated for \$200, pocketed the money and placed his minor brothers and sisters in the cotton factory of Nashville. The petitioners asked the court to appoint someone to take charge of the estate and manage it properly and to bring the children back to the farm and raise them as their father had stipulated.

June 8, 1880, County Court: Levica Allen et al vs G. T. Allen, executor. G. T. Allen had been allowed to resign as executor and J. S. Allen was appointed administrator de bonis non with the will annexed. He gave a \$1000 bond with M. Mount, R. L. Mount and R. M. Mount as securities.

July 5, 1880, County Court: G. T. Allen, executor of R. J. Allen (deceased), made an estate settlement with the court. The settlement listed board payments for period January 5, 1875 until March 26, 1880 for Levica Allen, Buena Allen, Eugenie and Eugene Allen.

October 8, 1881, County Court: J. S. Allen, administrator of the estate, made an estate settlement with the court.

April 3, 1886, Chancery Court: G. T. Allen, citizen of Davidson County vs J. S. Allen, administrator de bonis non with the will annexed of Robert J. Allen (deceased) against him and in his own proper person and individually, a citizen of Rutherford County; J. H. Jarman and wife, Callie V. [Allen] Jarman, citizens of Wilson County; Lavica J. Allen; Buena Vista Allen; David Bryant and wife, Eugenia [Allen] Bryant; Eugene Allen, a minor; D. Barker, all citizens of Rutherford County. Robert J. Allen had died on May 1, 1871, testate. He had left a widow, Elizabeth J. Allen and children to wit: G. T. Allen; J. S. Allen; Callie V. [Allen] Jarman; Lavica J. Allen; Buenovista Allen, Eugenia [Allen] Bryant; Eugene Allen; Brantly Allen and Hall Allen (deceased) surviving him. Elizabeth J. Allen had died August 25, 1871. Eugene Allen was to have been of age on November 10, 1886. Hall Allen had died during his minority unmarried. Brantly Allen, after he became 21, conveyed his interest in his father's estate to D. Barker and then Brantly Allen had died. Complainant maintained that the income of the estate was small in comparison to what was necessary to pay out for the education and support of the minor children. He maintained he had paid out over \$500 in excess of what was received. Complainant stated that the estate of the testator consisted of one hundred forty-four acres of land worth about \$4000. The complainant asked the court to order the sale of the land to pay the debt plus interest. The defendants responded that the complainant had sold a tract of land in Wilson County and disposed of all the personal property belonging to the farm where the children were supposed to be raised. They also claimed G. T. Allen never paid one dime for their education and that during the nine years the complainant had charge of the estate, none of the children had gone to school. They stated they were forced to do such jobs as sell newspapers while G. T. Allen spent a lot of time in saloons.

Rutherford Co., TN Marriage Records: J. H. Jarman married Callie Allen on December 11, 1872.

1850 Rutherford Co., TN Census: Robert J. Allen, 28 VA; Elizabeth J. Allen, 26 VA; Greenville, 5 VA; John S. Allen, 3 VA; Caroline V. Allen, 1 VA; Licca Woods, 47 F VA, Black.

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1870 Rutherford Co., TN Census, Dist. 15 (Valley): James Allen, 51; E[izabeth] J. Allen, 48; Callie Allen, 20; Halley Allen, 17; Brantley Allen, 16; Visey Allen, 13; Juna Allen, 8; Brother Allen, 4; Sister Allen, 4 (twins).

16. Allman/Almon, Hardin Died between 23 Nov 1853 - 28 Feb 1854, testate. [Cont'd from Vol. II & III].

Will dated November 24, 1853, Montgomery, AL. Will probated February 28, 1854, Montgomery, AL.

November 10, 1856, Circuit Court Enrollment Book, pg. 40: N. [Newton] C. Allman had been selected by the testator to be trustee for the children of James Allman (deceased) to whom the testator had devised an estate in money. He lived in Alabama and prayed the court to be relieved of his duty and another trustee appointed. The will further specified that the money was to be used to purchase land for the benefit of the children. The court relieved N. C. Allman of his duties as trustee and appointed David Summers in room and stead.

17. Allman, Thomas A. Died before October 31, 1867, intestate. [Cont'd from Vol. III].

June 7, 1875 and November 5, 1877, County Court: B. L. Chadwick renewed his bond as guardian for Sarah F[rances] and Mary A. Allman, minor children of Thomas Allman (deceased).

June 7, 1876, County Court: B. L. Chadwick, guardian for T. [Thomas] B. Allman, Sarah F. Allman, and Mary A. Allman and Martha J. [Allman] Ford, minor heirs of Thomas A. Allman (deceased), made a settlement with the court.

September 1, 1879, County Court: J. [John] G. Ford was appointed guardian for Sarah F. Ford, his wife formerly Sarah F. Allman, a minor child of Thomas Allman (deceased).

September 5, 1879, County Court: B. L. Chadwick, guardian for Sarah F. [Allman] Ford and of Mary Allman, minor children of Thomas Allman (deceased), made a settlement with the court. His guardianship for Sarah F. Allman ceased on August 20, 1879 upon her marriage.

Rutherford County, TN Marriage records: Sarah F. Allman married John G. Ford on 23 March 1879. James H. Ford married Martha Alman on 26 January 1868.

18. Anderson, Charles Died June 16, 1869, testate. [Cont'd from Vol. III].

Note: Charles Anderson was married at least twice and possibly three times. See Volume III for explanation.

June 1, 1875, Chancery Court: John McGill and others vs J. W. Nesbitt and others. Henderson Anderson as executor of Charles Anderson (deceased) sold in April 1870, a tract of land containing 72 acres. John McGill purchased the land but transferred his bid to J. W. Nesbitt who gave notes payable to the complainants and defendant, Henderson Anderson, who were entitled under terms of the will to proceeds of the sale. There remained a balance of \$992.08 due on all the notes so legal title to the land remained with Henderson Anderson as executor. The Clerk & Master was instructed to expose the land to sale after the proper period of publication.

October 19, 1875, Chancery Court: The land was sold on September 6, 1875, to John McGill, Garland Anderson and J. M. Anderson for the aggregate sum of their several judgments, costs and commissions, \$1061.46. A decree of title was issued for the purchasers.

July 5, 1876, County Court: Martha Jane Anderson and William M. Rucker and wife, Mattie K. [Anderson] Rucker, ex parte. According to the will, a tract of land containing 140 acres with mansion house and a 15 acre tract of cedar land were to be divided equally between the widow and daughter. Commissioners were appointed to divide the land according to the will.

September 4, 1876, County Court: Martha Jane Anderson and W. M. Rucker and wife, ex parte. The commissioners determined that the home tract contained 202 acres. They allotted to W. M. Rucker and wife 103 acres. The Ruckers also received right-of-way to water on the widow's land and use of the fruit orchard on the widow's portion. In addition, there were two cribs and two stables that W. M. Rucker and wife could move off the widow's portion if they desired. The widow's portion contained 99 acres. The commissioners also divided 15 acres of cedar land equally between the two parties.

Rutherford Co., TN Marriage records: W. M. Rucker married Mattie K. Anderson on January 7, 1875. Charles Anderson married Martha J. Burge on September 23, 1855.

19. Anderson, James B. Died before December 2, 1872, intestate.

December 2, 1872, County Court: T. R. Hill was appointed guardian for J. L. Anderson, a minor child of J. B. Anderson (deceased). G. W. R. Hill provided part of the security for the \$1300 bond.

January 14, 1873, County Court: T. R. Hill, guardian for J. L. Anderson, minor child of J. B. Anderson (deceased), reported the receipt of \$637 from the deceased's estate.

June 3, 1874, September 2, 1878 and March 9, 1881, County Court: T. R. Hill, guardian for J. L. Anderson, minor child of J. B. Anderson (deceased), made a settlement with the court. On the latter date, the ward had a balance of \$2111.92.

20. Anderson, Sarah E. [Lee], by next friend vs B. F. Anderson – Divorce.

April 29, 1873, Chancery Court: They were married in Rutherford County. Prior to her marriage, the complainant owned a 27 acres tract of land. The complainant also owned a roan horse, a black mare, two cows and two calves, 9 head of hogs, 4 head of sheep and one young colt. Prior to their marriage, the complainant apprised the defendant that she was over 21 years of age and was the owner in fee simple of the property list above. She continued that in the event of their marriage she wanted the property secured for her sole and separate use free from the debts, liabilities or control of the defendant. The defendant agreed and an agreement was made before their marriage. The complainant prayed for a decree to enforce the agreement.

Rutherford Co., TN Marriage records: B. F. Anderson married Sallie E. Lee on February 20, 1870.

1860 Rutherford Co., TN Census, Dist. 7 (Wilkinsons Crossroads): B. F. Anderson, 21, was living with the W. D. Anderson family, possibly one of his brothers.

1870 Rutherford Co., TN Census, Dist. 4 (Mechanicsville): B. F. Anderson (m), 29; Sallie Anderson, 25.

21. Armstrong, G. W. Apprentice.

March 6, 1871, County Court: Jesse Jernigan prayed to the court to bind to him after the manner of a apprentice a white boy named G. W. Armstrong. The prayer was granted.

22. Armstrong, Joseph H. Died before February 8, 1870, intestate.

February 8, 1870, County Court: The court noted the death of the intestate and appointed J. [John] W. Jernigan as administrator of the estate. Commissioners were appointed to set aside provisions for one year for Mary [Roberts] Armstrong and family.

February 25, 1870, County Court: J. [John] W. Jernigan, administrator, submitted a list of personal property of the deceased that was sold on February 19, 1870.

April 7, 1870, County Court: Mary Ann [Roberts] Armstrong, widow of the intestate, petitioned to have her dower set aside out of the 62 acres owned by the intestate.

February 18, 1871, County Court: J. [John] W. Jernigan, administrator for J. H. Armstrong (deceased) and guardian for Mary Ann Armstrong, a lunatic vs John J. Armstrong, Allen Armstrong, Sarah [Armstrong] Todd, residents of Rutherford County and James Armstrong, George R. Armstrong, Jefferson Armstrong, Sarah Armstrong, Dolly Armstrong and William Armstrong, minor children of Abel Armstrong (deceased), residents of Warren County. Mary Ann [Roberts] Armstrong was the widow of the intestate and the defendants were his only heirs at law. The administrator noted the estate was insolvent and that the intestate had owned a small tract of land of about 62 acres. The widow as head of the family was entitled to a homestead valued at \$1000 and a dower. The only real estate left to sell for payment of debts was the remainder rights to the homestead and the dower.

July 31, 1871, County Court: The remainder interest in the 62 acres was auctioned off to J. M. Avent and J. [John] W. Jernigan for \$160.

Rutherford Co., TN Marriage record: J. H. Armstrong married Mary A. Roberts on May 17, 1856. Harrison Todd married Sarah E. Armstrong on November 6, 1856.

1860 Rutherford Co., TN Census: H. Armstrong, 50; Mary Armstrong, 23; T. A. Armstrong, 3 (m).

1870 Rutherford Co., TN Census, Dist. 23 (Youree's): Mary Armstrong, 34; Thomas Armstrong, 13.

23. Arnold, Eleanor [Elliott] Died January 8, 1860, intestate. [Cont'd from Vol. II & III].

Note: This person was listed as Eleanor Elliott in Volume II. Corrections and details were noted in Volume III.

October 25, 1860, County Court: James E. Stockird; James Rice in right of his wife, Deborah [Arnold] Rice; John B. Hicks in right of Alfred Elliott; W. W. Elliott; J. W. Elliott; Thomas Robertson and wife, Elizabeth [Elliott] Robertson; W[ashington] C. Henry and wife, Amanda [Elliott] Henry; William Rucker and wife, Matilda [Elliott] Rucker; and Jonathan Bostick in right of Samuel N. Elliott; W. S. Elliott; A. B. Elliott; Thomas A. Elliott and Jaimie Elliott and John W. Smith; M. J. Phillips and wife, Mary Jane, formerly Mary Jane Smith; all residents of Rutherford Co. except W. W. Elliott, Jonathan Bostick, Alfred Elliott and John Elliott who lived in Mississippi and William Rucker and wife, Matilda [Elliott] Rucker, and Samuel N. Elliott who lived in Texas; and James Rice and wife, Deborah [Arnold] Rice, who lived in Wilson Co., TN vs Benjamin F. Smith and Samuel E. Smith of Gibson Co., TN; Mary

Bostick and father, James A. Bostick, Williamson Co. Deborah [White] Elliott had died in 1829 and her husband, William Elliott, had died about 1811. Deborah [White] Elliott (deceased) left 8 children all of whom were living on this date except Eleanor Elliott and Catharine Elliott. Deborah had owned a tract of land of about 650 acres that was equally divided in July 1830 among the 8 children or sets of grandchildren. Eleanor Elliott (deceased) had married William Arnold but they had no children, received 81 acres. William Arnold had died before his wife. See Vol. II.

The parties in the caption were her legal heirs being brothers or children of deceased brother and sisters or their representatives. Alfred Elliott represented by John B. Hicks and John Elliott represented by the children and heirs of William Elliott (deceased) were the only surviving brothers of the intestate. William Elliott (deceased), a brother of the deceased was represented by W. W. Elliott; J. W. Elliott; Elizabeth [Elliott] Robertson, wife of Thomas Robertson; Matilda [Elliott] Rucker, wife of William Rucker; Amanda [Elliott] Henry, wife of W. C. Henry and Mary Bostick, daughter of Mary [Elliott] Bostick (deceased). Samuel N. Elliott was represented by Jonathan Bostick. Jaime [James] Elliott (deceased) was represented by W. Y. Elliott, A. B. Elliott, Thomas A. Elliott and Jaime Elliott. Jane [Elliott] Stockird (deceased), a sister of the deceased was represented by her children, E. Stockird and Deborah [Arnold] Rice, wife of James Rice. Mary [Elliott] Smith, a sister of the deceased, was represented by her children, John W. Smith, Benjamin F. Smith; Samuel E. Smith and Mary Jane [Smith] Phillips, wife of M. J. Phillips. Mary Bostick, a minor, also represented the interest of her mother, Mary [Elliott] Bostick (deceased) and upon the death of her father, James A. Bostick, who had a life estate as tenant by courtesy, would be entitled to in fee simple. The 81 acre tract was divided as follows to wit: (1) 1/6 to John Elliott. (2) 1/6 to Alfred Elliott (3) 1/6 to the children of William Elliott (deceased). (4) 1/6 to the children of James Elliott. (5) 1/6 to the children of Mary [Elliott] Smith (deceased). (6) 1/6 to the children of Jane [Elliott] Stockird. Alfred Elliott had sold his share to John B. Hicks. The share of John Elliott had been levied upon by the children and heirs of William Elliott (deceased). Samuel N. Elliott's share had been attached and levied upon by Jonathan Bostick. The petitioners argued that the land could not be equitably divided and prayed for a sale.

April 8, 1868, County Court: The land had been sold at auction to James E. Stockird. He had paid all the purchase money and was eligible for a decree of title.

24. Arnold, Elizabeth "Bettie" A. Died October 20, 1866, intestate.

December 5, 1870, County Court: The court noted the death of Elizabeth A. Arnold, daughter of James G. and Mary S. Lannom Arnold, and appointed H. [Henry] S. Arnold as administrator. **Note:** James G. Arnold had died January 1, 1864. See Vol. III.

January 2, 1871, County Court: H. [Henry] S. Arnold, administrator, submitted a report of the sale of personal items of the estate of B. A. Arnold (deceased) on December 15, 1870. Thomas Arnold purchased some household items.

December 8, 1874, County Court: H. [Henry] S. Arnold, administrator of B. A. Arnold (deceased), made a final settlement with the court.

Welch Cemetery, near Lamar (removed to Mt. Juliet Cemetery): James G. Arnold, 5 Apr 1810 - 1 Jan 1864, & wife, Mary S. Arnold, 13 July 1811 - 11 Aug 1899. Bettie A. Arnold, daughter of James & Mary Arnold, 21 Oct 1842 - 20 Oct 1866.

25. Arnold, Miss Martha Died March 4, 1838, unknown.

Central Monitor, March 11, 1838: Died in this county on Sunday the 4th, Miss Martha Arnold in the 21st year of her age.

26. Arnold, Richard Died before October 3, 1870, intestate.

October 3, 1870, County Court: The court noted the death of Richard Arnold and appointed A. B. Witherspoon as administrator. J. M. Witherspoon provided part of the security.

27. Arnold, William Died September 12, 1857, intestate. [Cont'd from Vol. II].

Note: Widow, Eleanor [Elliott] Arnold. Administrator: William R. Arnold. Since Elenor "Nellie" Arnold did not accept a dower and was allowed to take all the items she had brought with her, she had probably been married before. William Arnold had probably been married before and the below heirs were children of that marriage.

October 7, 1857, County Court and Chancery Court Enrolled Cases #2, pg. 339: James Arnold; Shelton Arnold; Thomas Arnold; William Arnold; Preston Lockard and wife, Louisa [Arnold] Lockard; Richard Woodruff and wife, Ann [Arnold] Woodruff; A. J. Northcutt and wife, Nancy [Arnold] Northcutt; James C. Miller and wife, Elizabeth [Arnold] Miller, all residents of Rutherford County except James C. Miller who lived in Illinois, petitioned to sell land, ex parte. William Arnold had died September 12, 1857. His

widow, Eleanor "Nelly" Arnold, had not claimed a dower. The intestate had owned several tracts of land totaling 460 acres to be divided equally among the children. All children were of age and desired to have the land sold for partition. The court clerk was appointed to sell the land. The land was divided into tracts and auctioned on November 28, 1857. Henry S. Arnold purchased a tract of 187 acres for \$4693.60. James G. Arnold purchased a tract of 105 acres for \$1136.70. Thomas Garrett purchased 85 acres for \$1545.64 and a tract of 101 acres for \$1214.77. There was an agreement signed by all the children that stated that Mrs. Nelly Arnold, widow of the deceased, was to have all of the property that she brought with her. The list contained most of the household furniture, kitchen furniture, kitchen utensils and a grey horse, a grey mule, three cows and calves and a spinning wheel. April 9, 1873, County Court: James Arnold, Shelton Arnold, Thomas Arnold, William Arnold, Preston Stockard and wife and others petitioned to sell land, ex parte. The clerk reported that all the land sold in 1857 had been paid for in full. This may have been done to replace a record that had been lost as the clerk reported that the funds had long since been dispersed to the heirs. A decree of title was issued to each of the purchasers.

Rutherford Co., TN Marriage records: William Arnold married Elenor Elliott on January 4, 1848.

28 Atkinson, George W. Died before March 7, 1870, intestate.

March 7, 1870, County Court: The court noted the death of the intestate and appointed Thomas Atkinson as administrator.

March 10, 1870 County Court: Thomas Atkinson, administrator of the estate, submitted an inventory of the personal property of the intestate that consisted entirely of Tennessee money. Settlement of the estate was made October 8, 1870.

U. S. Civil War Soldiers, 1861-1865: George W. Atkinson, 1st Battalion, Tennessee Light Artillery of the Union Army.

29. Atkinson, James E., Jr. Died July 1854, testate. [Cont'd from Vols. II & III].

Note: The material for James E. Atkinson, Jr., James E. Atkinson, Sr. and Priscilla Atkinson may be mixed together. I tried to sort it out but it is very confusing. Also, **Note** the names Atkinson and Adkerson are interchangeable in the records.

March 3, 1875, County Court: W. [William] E. Jones, guardian for DeWitt Clinton Adkerson, minor heir of James E. Adkerson (deceased), made a final settlement with the court.

November term, 1871, County Court: A. [Albert] B. Jones & wife, Mary A. [Atkinson] Jones vs Dewit C. Atkinson & Jimmie Atkinson. James E. Atkinson, [Jr.] had died in July 1854 and his widow, M[arinda] J. [Smith] Atkinson had married Benjamin Rucker. Dower previously had been assigned to the widow. A daughter, Mattie Atkinson, had married M. [Mark] M. Sanders [circa 1866], and her 1/4 share of the remainder had been set apart to her. Mary A. [Atkinson] Jones, Dewit C. Atkinson and Jimmie Atkinson jointly owned three tracts of land totaling 106 acres. Mrs. Jones wanted her share set apart for her. The court appointed commissioners to make the partition.

Rutherford Co., TN Marriage records: James Atkinson married Marinda Smith on December 27, 1848. B. L. Rucker married M. J. Adkerson (widow), on December 14, 1858.

Gibson Co., TN Marriage records: A. B. Jones married M. A. Adkerson in 1871.

30. Atkinson, James E., Sr. Died December 7, 1853, testate. [Cont'd from Vols. II].

Note: Widow, Priscilla Atkinson died September 27, 1878. **Also, Note**: The material for James E. Atkinson, Jr., James E. Atkinson, Sr. and Priscilla Atkinson may be mixed together. We tried to sort it out but it is very confusing.

November 9, 1878, County Court: The court noted that James E. Adkerson, Jr., one of the executors of the testator was deceased, and John H. Adkerson, Jr., the remaining executor of the testator, had resigned. The court appointed the Public Administrator as administrator de bonis non with the will annexed. : R. D. Jamison, became administrator of the estate, and presented the court a listing of items sold at auction. J. H. Atkinson, Frank Atkinson. G. Atkinson and S. Atkinson purchased items at the sale.

An attempt has been made to interpret the extensive language in the cases filed as follows: October 17, 1870, Chancery Court Enrolled Cases #2, pg. 40; May 31, 1880, Chancery Court; April Term, 1882, Chancery Court; October 21, 1882, Chancery Court. James E. Atkinson, Sr., died 7 December 1853, married Priscilla, died 27 September 1878. Under the will of James, Sr., his widow received the whole of his estate with directions that his farm was to be carried on for her support and maintenance. Any surplus was to be loaned out or invested. On March 9, 1855, the widow, Priscilla Atkinson, on one part and all the legatees on

the other part had entered into a contract and agreement by which 180 acres of land and some personal property was set apart to the widow for her life. This agreement was approved by the court. The executor divided the remainder of the estate. The estate had been settled but still owed him \$878.59 for services. The executor had placed a lien on the estate for this amount. After the executors began the probate of the will, the widow, Priscilla, entered into a contract with the 7 legatees (children of the deceased), by which it was agreed that commissioners would be appointed to set apart to her one-third of all the stock, all the household and kitchen furniture and 150 acres of land including the dwelling and improvements and 30 acres of cedar land and numerous Negroes to be used during her natural life. The agreement was ratified by the court and the land was set apart for the widow. After her death in 1878, the heirs alleged that they were entitled to their respective shares of the 150 acres absolutely and the male children born after the will would get their shares out of the land set apart in the agreement. The land was to be sold so that the shares could be equitably distributed. In the case brought before the Chancery Court on May 31, 1880, R. D. Jamison, administrator de bonis non, made a partial settlement with the Chancery Court on August 16, 1880.

Children:

1. John H. Atkinson, married 20 January 1854, Sarah Sneed. Lived in Rutherford Co. John received a child's share from his father's estate. John's interest in his parents's estate had been purchased by Hickman Weakley at a bankruptcy sale. Children: Sallie Atkinson, b. 1855; Ida Atkinson, b. 1857; Ella Atkinson, b. 1859, was a devisee of her uncle, George M. T. Atkinson's will. She was to receive 1/6 of the net proceeds George's share of his parents' estate. Kate Atkinson, b. 1861; George M. Atkinson, b. 1865; J. Sneed Atkinson, b. 1868; Johnnie N. Atkinson, b. 1869; Mable Atkinson, b. 1872; Clinton Atkinson, b. 1875
2. James E. Atkinson, Jr., had received a child's share from his father's estate. He died July 1854, married 21 December 1848, Marinda Jane Smith. She remarried 14 December 1858, Benjamin L. Rucker. When James, Jr. died, Thomas Johns was made guardian of his children. Children: Martha "Mattie" P. Atkinson, married ca 1866, Mark M. Sanders. They lived in Gibson Co., TN; Mary Alice Atkinson, married ca 1854, A. [Albert] B. Jones; Dewitt Clinton Atkinson, by 1880 was a non-resident of Tennessee. Collier & Jones had purchased the interest Dewitt had in his grandparents' estate at an execution sale. Dewitt was also a was a devisee of his uncle, George M. T. Atkinson's will. He was to receive 1/6 of the net proceeds George's share of his parents' estate; Jennie Julia Atkinson, married in Gibson Co., TN, 19 November 1873, J. K. P. [Polk] Wyatt. They lived in Gibson Co. A. H. Sanders had purchased Julia's interest in her grandparents' estate.
3. Julia F. Atkinson, married 11 February 1846, John H. Harrison. Julia received a child's share of her father's estate for her separate use during her lifetime not subject to the debts or control of her husband. In 1880 Julia asked the court that any money coming to her from her parents' estate be vested in other land selected by her for her sole and separate use. Children: James J. Harrison, of Arkansas; Lucetta Harrison, b. 1851; John H. Harrison, b. 1853; Priscilla A. Harrison, married Robert May; William R. Harrison; George M. Harrison, was a devisee of his uncle, George M. T. Atkinson's will. He was to receive 1/6 of the net proceeds George's share of his parents' estate; Dolly Harrison, b. 1862; Mattie Harrison, b. 1864; Ada Harrison, b. 1868; Della A. Harrison, b. 1871
4. E. Virginia Atkinson, b. 1827, married George R. Nash, b. 1820, died by October 1870. Virginia received a child's portion from her father's estate which was held by B. [Bromfield] L. Ridley, Trustee, who was not to pay over any more than interest as long as George Nash was alive. When he died, the entire sum was to be paid to her to hold. At her death, \$800 was to be given to her oldest daughter, Caledonia Nash, and the balance was to revert to the estate. In 1880 Virginia asked the court for an interpretation of the will, besides being the mother of Caledonia [Nash] Ward, she was the mother of George Nash, Urita Nash and Virginia Nash and the grandmother of Dora Vaughter, Willie Vaughter and George Vaughter, all of whom should be entitled to a portion of her father's estate together with Caledonia [Nash] Ward. She had bought out Caledonia's interest in the estate and wished to make a trade of the 49 acres allotted to her to William Rushing for the 50 acres allotted to him. If this was finalized by the court, Caledonia and husband would get 15 acres in full satisfaction of the \$800. She would then take the \$800 and purchase the reversionary interest so that she could leave her other children and grandchildren something. The court approved by October 21, 1882. Children: Caledonia M. Nash, b. 1845, married 17 July 1862, Lee J. Ward; George Nash, b. 1847; Eldora Nash, b. March 1850, married ? Vaughter—Children: Eldora "Dora" Vaughter, b. 1876; Willie Vaughter; George Vaughter; Jerome Nash, b. 1853; Virginia "Jennie" Nash, b. 1861; Julie "Urita" Nash, b. 1863
5. Samuel F. Atkinson, died September 1869, married 31 March 1844, Mary J. Tucker. Lived in Rutherford Co. Samuel received a child's share from his father's estate. Samuel, at his death, had willed his share to his wife, and at her death to his children. In 1880 his widow, Mary, wished to have any share from her husband's parents' estate be given in homestead or money in lieu of dower and homestead. Children: Samuel P. Atkinson, was a devisee of his uncle, George M. T. Atkinson's will. He was to receive 1/6 of the net proceeds George's share of his parents' estate; John M. Atkinson, was a devisee of his uncle, George M. T. Atkinson's will. He was to receive 1/6 of the net proceeds George's share of his parents' estate; Phebe P. Atkinson, married 17 December 1873, A. Jerome Sanders; Lucy H. Atkinson; Susan "Sue" L. Atkinson; Mattie G. Atkinson; Kittie T. Atkinson

6. George M. T. Atkinson, killed in battle in 1862, never married. George received a child's share from his father's estate and was to be educated out of the estate. Albert Jones was named guardian for George, who was a minor at the time of his father's death. George left a will [see Vol. III] in which he left 85 acres received from his father's estate to his mother during her natural life and then to his siblings and their heirs.
7. Ann E. Atkinson, married 25 May 1837, Lytle Tucker [other references state Silas Tucker]. By 1880 was non-resident of Tennessee. Ann received a child's share of her father's estate deducting from her portion \$100 per annum. She was to be supported as before until the widow's death unless she married. Ann had sold her interest in her parents' estate to R A. Jones. Ann was a devisee [one of six] of her brother, George M. T. Atkinson's will. She was to receive 1/6 of the net proceeds George's share of his parents' estate, to use in her lifetime and then went to her children at her death. Children:
 - A. Caroline "Carrie" A. Tucker, married 15 December 1852, Richard H. Brackin, who died by 1870. Children: Sylas Brackin, b. 1855; Cora M. Brackin, b. 1857; Margaret Brackin, b. 1859; David Brackin, b. 1861; Hays Brackin, b. 1863; Cassie Brackin, b. 1865; Hattie Brackin, b. 1867; Thomas Brackin, b. 1869
 - B. Martha Jane Tucker, married 10 November 1857, James "Jim" Spangler. They lived in Gibson Co., TN.
 - C. Sarah "Sallie" A. Tucker, b. 1842, married Daniel Wrather, b. 1840. They lived in Holly Springs, Mississippi.
 - D. Millie Tucker, lived in Holly Springs, Mississippi
 - E. Lee Tucker
 - F. John Tucker, b. 1859
 - G. Thomas A. Tucker, who lived in Humbolt, TN

31. Atkinson, Samuel F. Died September 1869, intestate.

Note: Samuel F. Atkinson was the son of James E. and Priscilla Atkinson, Sr. [see above]

November 2, 1874, County Court: The court noted the death of Samuel F. Atkinson and appointed Samuel P. Atkinson as administrator of the estate. He gave bond for \$2000 with A. J. Sanders, J. H. Hunter and A. H. Sanders as securities.

December 8, 1874, County Court: An inventory of the personal property of the estate of S. F. Atkinson (deceased) was presented to the court. Priscilla Atkinson owed \$550 on a note that was past due.

March 23, 1876, Circuit Court Enrolling Docket #8, pg. 5: Samuel P. Adkerson, administrator of Samuel F. Adkerson (deceased) vs Priscilla Adkerson. The defendant was sued for non-payment of a note given on May 8, 1867 for \$550. A jury awarded the plaintiff \$842.87 including interest.

May 29, 1880, County Court: Samuel P. Atkinson, administrator of the deceased's estate, made a partial settlement with the court.

Rutherford Co., TN Marriage records: Samuel Atkinson married Mary Tucker on March 31, 1844.

1850 Rutherford Co., TN Census, Fall Creek: Samuel Atkinson, 30 VA; Mary J. Atkinson, 21; Samuel P. Atkinson, 1.

32. Atkinson, Sarah Died before September 6, 1858, intestate. [Cont'd from Vol. II].

Note: Sarah Atkinson, b. 1786 in SC, was the widow of William Atkinson, Sr., b. 1780 in VA, who died before November 7, 1853. Sons: Edward Atkinson, John L. Atkinson, Thomas Atkinson, William Atkinson, Albert G. Atkinson, George W. Atkinson, Francis M. Atkinson. Daughters: Gracy [Atkinson] Neal, wife of William D. Neal; Frances [Atkinson] Thomas, wife of Edward Thomas. October 2, 1858, Circuit Court Enrollment Book, pg 366: Thomas Atkinson vs J. [John] L. Atkinson. William Atkinson; Francis M. Atkinson; G. [George] W. Atkinson; Fountain Neal; Joseph Irby and wife, Josephine [Neal]; Fredonia Neal; Lafayette Vaughan and wife, Victoria [Neal]; James Baskette and wife, Martha [Neal]; Richard Wade and wife, Narcissa [Neal]; Robert Bell and wife, Susan [Neal]; Edward Thomas and wife, Frances [Atkinson]; John Atkinson, Edward Atkinson and Albert Atkinson, minors. The intestate's husband had died several years previous and left nine surviving children to wit: Thomas Atkinson; J. [John] L. Atkinson; William Atkinson, Francis Atkinson, George W. Atkinson; Gracy [Atkinson] Neal, wife of W. D. Neal, both of whom had died; Thomas Atkinson; Edward Atkinson; Albert G. Atkinson who had died unmarried and without issue. The intestate had left distributees of her estate to wit: Fountain Neal; Josephine [Neal] Irby; Fredonia Neal; Victoria A. [Neal] Vaughan; Martha [Neal] Baskette; Narcissa [Neal] Wade and Susan [Neal] Bell who were the only children children of Gracy and William D. Neal (deceased); William Atkinson, John Atkinson, Edward Atkinson and Albert Atkinson were the only children of Edward Atkinson (deceased). The plaintiff argued that the land and slaves could not be partitioned due to number of heirs and prayed for a decree to sell the land and slaves and divide the proceeds.

Recap of the 9 children of William and Sarah Atkinson:

1. Edward Atkinson, died before 1858. Children: William Atkinson; John Atkinson, minor in 1858; Edward Atkinson, minor in 1858; Albert Atkinson, minor in 1858
2. John L. Atkinson
3. Thomas Atkinson
4. William Atkinson, Jr., b. 1815 TN, married Frances R., b. 1819. Children: Nancy Atkinson, b. 1844; Mary E. Atkinson, b. 1848
5. Albert G. Atkinson, died before 1858, unmarried
6. George W. Atkinson
7. Francis M. Atkinson, b. 1822
8. Grace Atkinson, (1 Nov 1805 in SC - 27 Aug 1857), married 30 October 1823, William D. Neal, (2 May 1801 in NC - 12 Nov 1856) [see Neal-Wade Cemetery on Alpine Way near Florence Road]. Children: Narcissa Neal, married on 10 April 1844, Richard W. Wade (Apr 1811 - 3 Jan 1880); Fredonia Neal (20 Feb 1826-11 Oct 1877) unmarried; Sarah E. Neal (3 Nov 1827 - 28 Jan 1857) unmarried; John B. Neal (10 May 1830 - 24 Sep 1853) unmarried; Susan E. Neal, b. 1834, married Robert Bell on 4 October 1854; Lucy A. Neal (23 Sep 1835 - 19 Sep 1855) unmarried; Martha E. Neal (1837-1926), married on 24 January 1856 James B. Baskette (1831-1903); Fountain E. Neal, b. 1839; Victoria A. Neal, b. 1841, married Lafayette Vaughn on 6 May 1858 in Davidson Co.; Josephine Neal, 1843, married Joseph W. Irby on 9 October 1858 in Franklin Co.
9. Frances "Fanny" Atkinson, b. 1803 in SC, married 18 April 1827, Edward Thomas, b. 1781 in VA. Children: William Thomas, b. 1828; Sally Thomas, b. 1831; John Thomas, b. 1836; James Thomas, b. 1838; Mary Thomas, b. 1842

33. Avent, Ester (colored) Died June 1859, unknown.

Rutherford Co., TN US Census Mortality Schedules: Ester Avent (colored), 30, slave, died June 1859 of cancer in the womb.

34. Avent, Jane (colored) vs Avent, Isham (colored): - Divorce

March 18, 1875, Circuit Court: The couple had married in 1865 in Rutherford County. They had lived together until 1872 when defendant became cruel and inflicted corporal punishment on the complainant. A decree of divorce was issued. There were two children, a son named Jack, eight years old living with his father, and a girl named Drucilla who was with her mother. The court ruled that the children would remain where they were.

35. Averett, Elizabeth (colored) vs Averett, Taylor (colored): - Divorce

Note: Taylor & Elizabeth Averitt lived next to Littleton Averitt household and may have been slaves there before they were freed.

July 11, 1871, Circuit Court: The couple had married on July 3, 1870. The defendant was guilty of adultery with Sallie Elliott (colored), alias Sallie Johnson. A decree of divorce was issued.

1870 Rutherford Co., TN Census, Dist. 11: Taylor Averitt, 21 B farm laborer; Elizabeth Averitt, 23 B.

36. Baird, John Died August 25, 1876, testate.

Correction & Note: In Volume II, John Baird is listed as having died before November 13, 1849. This is not correct. The information contained under this listing should state Thacker, Larkin, died 1840-1842, testate (see Vol. I & II). John Baird had previously married Margaret Thacker, daughter of Larkin and Susannah Thacker [see Larkin Thacker died 1842, Vols. I & II]. Elizabeth A. Baird, John L. Baird, Charles W. Baird, and Wiley M. Baird, were children of John & Margaret (Thacker) Baird.

Will dated March 30, 1876. Will presented to court for probate September 4, 1876.

The testator left all the land including the house to his wife, Martha A. [Bennett] Baird, during her natural life. He also gave her the household and kitchen furniture, a bay filly named Fanny and one cow and calf. He made the following deeds of gift to his children. To Elizabeth A. [Baird] Laurence, 45 acres valued at \$1362. To Wiley M. Baird, 58 acres valued at \$1463.48. To Louisa C. [Baird] Fisher, 50 acres valued at \$1250 plus \$250 in cash. To Benjamin C. Baird, 54 acres valued at \$1488.43. To Robert E. Baird, 51 acres valued at \$1546. To Warren H. Baird, 49 acres valued at \$1496. After the death of his wife, the executor was to sell the land and use the proceeds to make the children equal according to the valuation of their tracts of land. The testator appointed Matthew Pitts as his executor.

November 7, 1877, County Court: The executor of the estate presented an inventory of the deceased's personal property and a sale list of items sold at auction. Martha Baird, Ben Baird and R. E. Baird purchased items at the sale.

April 8, 1878, Chancery Court Enrolled Cases #9, pg157: Mathew Pitts, administrator with the will annexed of John Baird (deceased) and in his own right and in behalf of the creditors of the testator vs W. T. Overall and wife, Rosanna [Baird] and against Martha [Bennett] Baird, widow of the testator. In addition to his widow, the testator left the following children to wit: Benjamin C. Baird; Robert E. Baird; Warren H. Baird; Elizabeth [Baird] Lawrence, wife of Joseph Lawrence; Louisa [Baird] Fisher, wife of John W. Fisher; Rosanna [Baird] Overall, wife of W. T. Overall; and Wiley Baird. The administrator had exhausted the personal estate in the payment of debts and had suggested that the estate was insolvent. There remained debts of \$1354. After the deeds of gift to his children, the testator owned two tracts of land totaling 88 acres. The plaintiff prayed for authority to sell sufficient real estate to pay the outstanding debts.

September 24, 1878, Chancery Court: In her answer to a bill that had been filed by M. Pitts, administrator with the will annexed of her husband, Martha A. [Bennett] Baird stated that John Baird, her husband, had died on August 25, 1876.

December 1, 1879, County Court: M. Pitts, executor of the deceased, made a final estate settlement with the court.

July 13, 1880, Circuit Court: M. Pitts, executor of John Baird vs E. J. Allen. The court had rendered a judgment against the defendant for \$260.63 on April 3, 1880. A levy was issued against the remainder interest after termination of his homestead where he lived. The homestead had been assigned to him in another court case.

August 12, 1880, Chancery Court: The court clerk reported that M. Pitts, executor of the deceased, had purchased the entire interest of all the heirs of John Baird (deceased) making him responsible for all debts of the estate.

Rutherford Co., TN Marriage records: Joseph Lawrence married Elizabeth Ann Baird on November 26, 1848. John Fisher married Louise C. Baird on August 14, 1865. Warren Baird had married Virginia Blackburn on August 25, 1875. W. T. Overall married Rosanna C. Baird on October 9, 1867.

Tennessee Marriages, 1780-2002: John Baird married Martha A. Bennett on February 16, 1843 in Wilson Co. Wiley M. Baird married Bettie Jorden on September 2, 1866 in Gibson County.

1850 Rutherford Co., TN Census, Flemings Dist.: John Baird, 44, NC; Martha A. Baird, 33; John L. Baird, 19; Charles Baird, 15; Wyley M. Baird, 10; Louisa Baird, 5; Rosanna Baird, 2.

1870 Rutherford Co., TN Census, Dist. 21 (Flemings): John Baird, 64 NC; Martha Baird, 54 TN; Charles Baird, 35; Benjamin Baird, 20; Robert Baird, 16; Warren Baird, 14; Ruth Baird, 11; Martha Bennett, 30.

37. Baird, William D. [Jr.] Died between 30 July 1860 & 3 Feb 1862, intestate. [cont'd from Vol. II & III].

Note: Widow, Catharine "Kate" (Ready) Baird (2nd wife). 1st wife: Amanda V. Jarratt (1 Dec 1833 - 18 Aug 1851), daughter of David M. & Rebecca Jarratt. Administrator: Charles Ready. Kate Ready Baird (widow of William D. Baird, Jr.) married Philo G. Valentine on November 17, 1862. They moved to Henderson Co., KY. William D. Baird, Jr., son of William D. Sr. and Abigail Martin Baird, died leaving the following children: Amanda Baird, wife of Minos Fletcher Leatherman; William D. Baird, III; Violet H. Baird; Charles R. Baird.

July 31, 1867, Circuit Court Enrolling Docket #3, pg. 301: Charles Ready, administrator of the deceased's estate sued Charles Watts, Thomas W. Lillard and William Rucker to condemn the interest of Thomas W. Lillard for non-payment of a debt in a tract of land that descended from Benjamin Lillard (deceased) to his heirs and Thomas W. Lillard was one of the heirs.

June 2, 1875, Chancery Court: Minos F. Leatherman & wife, Amanda [Baird] Leatherman vs W. D. Baird, Violet H. Baird, Charles R. Baird and E. [Erasmus] D. Hancock, guardian. In 1872, Minos Leatherman and wife, Amanda [Baird], had filed suit against W. D. Baird, Violet H. Baird, Charles R. Baird to sell land that the complainant and defendants owned in common. The land was sold on December 31, 1872, to Ed Arnold who gave a note for \$1799.72 for the 54 acres. The note remained unpaid and the court decreed that Ed Arnold had until October 1, 1875 to pay the entire amount of the note or the land would be auctioned.

June 2, 1875, Chancery Court: M. F. Leatherman & wife, Amanda [Baird] Leatherman vs W. D. Baird, Violet H. Baird, Charles R. Baird and E. [Erasmus] D. Hancock, guardian. This case was heard upon the petition of D. P. Perkins and his wife, Florence [Fletcher] Perkins, and Josiah W. Ewing. Mrs. Florence [Fletcher] Perkins had purchased on December 2, 1872, a tract of 3 acres and had paid all the purchase money, \$904.69, and was entitled to a decree of title. The title was vested with Josiah W. Ewing.

September 9, 1875, February 7, 1876, March 7, 1877, County Court: E. [Erasmus] D. Hancock, guardian for the minor heirs of W. D. Baird (deceased), made a settlement with the court.

April 18, 1876, Chancery Court: Minos F. Leatherman & wife, Amanda [Baird] Leatherman vs W. D. Baird, Violet H. Baird, Charles R. Baird and E. [Erasmus] D. Hancock, guardian. M. F. Leatherman had purchased a portion of the real estate sold on December

2, 1872, for \$765. The note was due and unpaid. The total principal and interest was \$878.92. He was given until the return date of the execution to pay the full sum or the property would be resold.

October term, 1876, Chancery Court: M. F. Leatherman & wife, Amanda [Baird] Leatherman vs W. D. Baird, Violet H. Baird, Charles R. Baird and E. [Erasmus] D. Hancock, guardian. W. [William] M. Powell had purchased a portion of the real estate sold on December 2, 1872, for \$250 and gave two notes, one payable on December 31, 1872 and the other payable on December 31, 1874. He paid a small sum on the first note and the second was completely unpaid. A judgment was issued for the unpaid balance and the court ordered the land be resold to pay the outstanding balance.

October 20, 1877, Chancery Court: Amanda [Baird] Leatherman had paid in full for two lots she purchased on December 31, 1872. Title was divested from William D. Baird, Violet H. Baird and Charles R. Baird and vested in her. Ed Arnold had paid in full for the three lots he purchased at the auction. He had sold the land to Leland Jordan. Title was vested in Leland Jordan.

October term, 1877, Chancery Court: W. D. Baird and Violet H. Baird had drawn some of their money previously so the Clerk & Master added \$138.50 to the share of Charles R. Baird making it \$3367.05. The Clerk & Master reported he had paid M. F. Leatherman & wife, W. D. Baird, Violet Baird and E. [Erasmus] D. Hancock, guardian of Charles R. Baird the amount due them from the proceeds of the land sold in this cause.

November 6, 1877, County Court: E. [Erasmus] D. Hancock, guardian for Charles R. Baird, renewed his guardian bond. On October 10, 1879, the guardian made a final settlement with the court. The guardian owed his ward the sum of \$3489.90.

38. Baker, Minerva (colored) Died before December 2, 1871, unknown.

January 2, 1871, County Court: B. G. White was allowed \$3 for shrouding for Manerva Baker, a pauper.

1870 Rutherford Co., TN Census, Dist. 25 (Millersburgh): (all Black) William Baker, 25 Farm hand; Minervia Baker, 24; John Baker, 3; William Baker, 6 months.

39. Baker, William Died before November 6, 1865, intestate. [Cont'd from Vol. III].

March 3, 1875, November 10, 1876, February 4, 1878, August 2, 1880, County Court: J.[John] L. Dunn, guardian for Mary E. Dunn and Levica R. Dunn, his own children and heirs at law of William Baker (deceased), made a settlement with the court.

Rutherford County, TN Marriage records: John L. Dunn married Mary J. Davidson on October 20, 1859.

40. Ball, Thomas W. Died before March 2, 1874, intestate.

March 2, 1874, County Court: The court noted that Thomas W. Ball, executor for William T. Ball (deceased), had died.

Rutherford Co., TN Marriage records: Thomas W. Ball married Mary Crouse on January 9, 1853.

1870 Wilson Co., TN Census: Thomas W. Ball, 44 Retail Merchant; Mary E. Ball, 38; John Ball, 6; Buster Ball, 5; Mary W. Ball, 2; William T. Ball, 79; Samuel Cooper, 8.

41. Ball, William T. Died between February 12, 1869 and May 1, 1871, testate.

Will dated February 12, 1869. Will probated February 1, 1871. Executors: Thomas W. Ball and Thomas G. Sorton.

William T. Ball gave his residence as Gibson County in his will. First: The testator gave to his first son, William J. Ball, the \$365 that he had already received from the estate. Second: The testator gave his son, Thomas W. Ball, the \$279.50 that he had already received. Third: The testator gave his son, James F. Ball, the \$365 that he had already received. Fourth: The testator gave the two children of his deceased daughter, Elizabeth [Ball] Cooper (deceased), William Cooper and Eveline Cooper, \$100.00 each if they lived to the age of twenty-one. If either died prior to age twenty-one, their respective sum would go into the estate. Fifth: The testator gave his daughter, Mary Ann Ball, the \$29 that she had received from the estate and to her two sons, William H. [?Ball] and Samuel C. [?Ball], the sum of \$365 to be divided equally between them provided they lived to age twenty-one. If one or both died, their mother was to receive the money. Sixth: The testator gave his son, Dotson J. Ball, the \$315 that he had received from the estate and the sum of \$50 that he had not received. Seventh: The testator gave his daughter, Eliza J. [Ball] Rannols [Reynolds], the \$350 for her special benefit. Eighth: The testator gave the son of his deceased daughter, Nancy [Ball] Sorton, \$218. Ninth: The testator gave his son, Benjamin F. Ball, \$365 that he had received from the estate. Lastly: The residue and remainder of his personal estate went to his grandsons, William H. and Samuel C., by his daughter, Mary Ann.

Note: Unable to determine what Mary Ann Ball's married name was. It is possible that she married a Ball.

November 3, 1871, County Court: T. W. Ball, executor of the deceased, submitted an inventory of the notes and personal property of W. T. Ball (deceased).

March 2, 1874, County Court: The court noted that Thomas W. Ball, executor for William T. Ball (deceased), had died. S. S. Preston was appointed administrator de bonis non with the will annexed and gave bond for \$2000.

March 26, 1874 & August 30, 1875, County Court: A. J. Patterson who had qualified in Wilson County, Tennessee, as administrator of the deceased, made a settlement of the estate.

March 4, 1878, County Court: S. S. Preston, administrator de bonis non, made an estate settlement with the court.

Tennessee State Marriages, 1780-2002: Solomon Cooper married Elizabeth Ball on July 13, 1852 in Gibson County. William T. Ball married Margarette Koonce in 1865 in Gibson County. T. G. Sorton married Nancy Ball on July 2, 1867 in Gibson County.

1830 Rutherford Co., TN Census: William T. Ball, 3 people under 20; 2 people aged 20-49

1870 U. S. Census, Wilson Co., Dist 1: Thomas W. Ball, 44 Retail Merchant; Mary E. Ball, 38; John Ball, 6; Buster Ball, 5; Mary W. Ball, 2; William T. Ball, 79; Samuel Cooper, 8.

42. Bamberger, Julius Citizenship.

November 26, 1873, Circuit Court Enrolling Docket #6, pg. 330: Julius Bamberger, born in Burgel, Germany, had appeared in court in Cambra County, Pennsylvania, and announced his intention to become a citizen. He was 22 years old. He came to the United States via Liverpool arriving on June 3, 1868. No action taken on petition.

43. Banks, William Died before April 29, 1871, intestate.

April 29, 1871, Chancery Court: Hiram Jenkins, administrator of Caswell Puckett (deceased) vs William Gillespie and wife et al. William Banks, one of the purchasers of lands sold under a former decree had died. The heirs at law of the William Banks (deceased) had not been identified.

October 30, 1872, Chancery Court: Hiram Jenkins, administrator of Caswell Puckett (deceased) vs William Gillespie and wife & William Puckett and others. Henry Banks, W. L. Banks and Thomas Banks were the children of the intestate. Sarah T. [Roughton] Banks, widow of William Banks (deceased) married D. S. Darnell. William Banks had purchased 90 acres of land in Coffee County, had paid all the purchase money but had not received title. The court issued a decree of title vesting it in the children and heirs at law of William Banks (deceased).

Tennessee State Marriages, 1780-2002: William Banks married Sarah Texanna Roughton on July 25, 1858 in Coffee County. D. S. Darnell married Sarah Banks on August 10, 1871 in Coffee County.

1870 U. S. Census, Coffee Co., TN, Dist. 13: William Banks, 55; Sarah Banks, 28; Henry Banks, 9; Lafayette Banks, 6; Thomas Banks, 1.

44. Barber, John H. Died before May 1, 1876, intestate.

May 1, 1876, County Court: The court noted that John H. Barber had died and appointed R. D. Jamison as administrator. Commissioners were to set apart for Mrs. Sophrona [Drumright] Barber, widow, and her three children, \$800 to maintain herself and her children for one year.

March 7, 1877, County Court: The administrator presented a list of personal property sold at auction. The character of the items in the extensive inventory indicated that John H. Barber (deceased) probably operated a dry goods store. There were about twenty accounts due. Mrs. J. H. Barber purchased 65 pounds of sugar and 15 pounds of salt.

January 8, 1879, County Court: The administrator of the estate made an estate settlement with the court.

Rutherford Co., TN Marriage records: John Barbor married Sophronia Drumwright on January 5, 1870.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 1: John H. Barbour, 28 NY Register; Sophronia Barbour, 18.

1880 Rutherford Co., TN Census, Murfreesboro: A. J. Drumright, 53; Rhodie Ann Drumright, 46; Tennessee Drumright, 18 dau; Lee Drumright, 16 son; Richard Drumright, 14 son; James Drumright, 10 son; Sophrona Barber, 30 dau widowed; Robert Barber, 9; Maggie Barber, 7; Hallie Barber, 5.

45. Barker, J. B. Died September 1876, intestate.

April 2, 1877, County Court: The court noted that J. B. Barker had been dead for over six months without an administrator. The court appointed the Public Administrator to manage the estate.

April 2, 1877, County Court and Chancery Court Enrolled Cases #2, pg. 575: Mrs. Emma F. Barker, widow of J. B. Barker vs A. [Adolphus] A. Kelton & wife, Sarah "Sallie" [Barker], who lived in Cannon County and minors Thomas G. Barker, William D. Barker, Julia F. "Fanny" Barker, Emily L. Barker, John E. Barker, and Robert L. Barker, and R. D. Jamison, administrator of the estate. J. B. Barker died in September 1876. The deceased had some personalty and 96 acres of real estate.

June 5, 1877, County Court: Thomas G. Barker, William D. Barker, Julia F. Barker, Emily L. Barker, John E. Barker and Robert L. Barker were minors without guardian. A guardian ad litem was appointed. The widow was entitled to homestead and dower from the real estate of her husband. Commissioners were appointed to lay off these lands.

July 5, 1877, County Court: The commissioners set apart 73½ acres as widow's homestead and 16 acres as dower. Title to the homestead and dower were vested in Mrs. E. [Emma] F. Barker during her natural life.

Rutherford Co., TN Marriage Records: A. A. Kelton married Sallie A. Barker on February 11, 1873.

1870 Rutherford Co., TN Census, Dist. 18 (Fox Camp): J. B. Barker, 47; Emma Barker, 33; Sallie Barker, 16; Thomas Barker, 11; William Barker, 7; Fanny Barker, 2; Emily Barker, 1.

46. Barkley, Jane Died January 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: Jane Barkley, 86, married, born in NC, died January 1850 "cuppled or ?crippled."

47. Barkley, John Died July 3, 1850, testate [Cont'd from Vol. II].

Note: John Barkley born 1763 in Rowan Co., NC, and died July 3, 1850 in Warren Co., TN. His original will exists in the Rutherford Co. Clerk's office dated May 4, 1849, probated August 1850. He applied for a pension April 10, 1833 in Rutherford Co., stating his age as 71, stating that he had enlisted in Rowan Co., NC for service on the NC line in the Revolutionary War. On the 1840 census he was listed as a pensioner, aged 77 years.

Rutherford Co., TN US Census Mortality Schedules: John Barkley, 84, married, born in NC, died July 1850 of Cholera.

Rowan Co., NC Marriage records: John Barkley married Jane/Jean Knox on November 3, 1785.

48. Barlow, Benjamin D. Died between 1860 and January 22, 1867, intestate [Cont'd from Vol. III].

Note: Benjamin D. Barlow died in Davidson Co., TN. He married Elvina Zarilda Brown on 24 August 1848, his 3rd wife and widow. Administrator: J. B. Cowan.

July 8, 1876, County Court: Mrs. E. [Elvina] Z. [Brown] Barlow, guardian for Lucy Barlow, heir of Benjamin D. Barlow (deceased), made a settlement with the court. Isaac Barlow had become of age and was omitted from this settlement.

May 18, 1877, Chancery Court: Isaac C. Barlow, Davidson County; and Lucy J. Barlow, Rutherford County, by next friend, Isaac C. Barlow vs E. Z. Barlow, guardian of complainants, Rutherford County; and E. [Edmond] G. Johns, Lafayette Johns and H. C. Wade, Rutherford County; R. M. Rucker, trustee, and E. L. Matthews and N. C. Collier and John Jones under firm of Collier & Jones. Complainants were children of B. D. Barlow who died in Davidson County. Mrs. E. Z. Barlow, mother and guardian of complainants, made a settlement with the court on February 7, 1874 that showed a balance of \$691.49 for Isaac Barlow and \$899.34 for Lucy Barlow. E. G. Johns and Lafayette Johns were her securities for the amount she owed Lucy Barlow and they were totally insolvent. The complainants had been advised that their mother and E. G. Johns used the whole of their funds to purchase a tract of land containing about 197 acres at a sale held by the Circuit Court Clerk. They had also been advised that all of the purchase money, about \$6000, had been paid with the exception of \$958. On November 25, 1876, E. Z. Barlow and

E. G. Johns executed a deed of trust on the land to R. M. Rucker to secure payment of the purchase money and a debt due from them to Collier & Jones. The complainants alleged that their funds had been put into the land and that E. Z. Barlow and E. G. Johns were both insolvent and had no money to pay the remaining \$958 due on the land. They prayed for a decree to expose the land to sale to satisfy their debts, interest and costs. In the event that it did not bring sufficient to do so, they prayed for a decree against the sureties for the balance. They asked that Lucy's part be placed in the hands of a guardian with good security. Isaac had become of age and was entitled to his part in hand.

June 5, 1878, Chancery Court: In their answer, Robert Hatton and Lafayette Johns and E. L. Matthews alleged that E. Z. Barlow had used her ward's funds to purchase a tract of land from R. P. Smith on January 10, 1870 for about \$4000. They wanted the court to follow that money.

May 14, 1880, Chancery Court: The complainants in the above bill filed an amended bill against E. Z. Barlow; E. G. Johns, Davidson County; J. [John] T. McKinley; Lafayette Johns; H. C. Wade; E. L. Matthews; Robert Rucker; Frank Johns; all of Rutherford County; Sam Johns and Hatton Johns, residence unknown; John M. Johns; James R. Johns; Jack H. Johns; James G. McKnight & wife, Lucinda [Johns]; John Matthews and wife, Elizabeth [Johns]; N. C. Collier and John Jones. The land in question had been owned by William Johns (deceased) and title had never been divested out of the heirs of William Johns (deceased). They further stated that E. L. Matthews who claimed the land knew that the complainant's funds had been used to purchase the land. A cross bill had been filed by E. L. Matthews, Lafayette Johns, Sam Johns and Hatton Johns seeking to set up a prior interest in the land with Matthews denying his knowledge of the complainant's funds having gone into the land. They had also asked that the trust deed be foreclosed. The court had been gathering information on both sides but had not reached a decision as to which sureties to hold liable. Mrs. Anna [Barlow] Johns, another sister, and Lucy Barlow were dependent on Isaac Barlow for their support as a result of their money being put into this land. They insisted that their rights preceded those of E. L. Matthews. In his answer, E. L. Matthews alleged that Isaac Barlow had received his money in a settlement when he became of age and that Isaac Barlow had no right of recovery against any of the securities. He also averred that a large payment had been made to Lucy Barlow for which no credit had been given. Finally, he asked that the amended bill be dismissed. In a deposition, Lucy Barlow gave her birthday as June 27, 1861.

October 15, 1880, Chancery Court: Anna [Barlow] Johns by next friend, Isaac Barlow vs E. L. Matthews, W. F. Overall and others. The complainant sued for \$784.00 as her part of the proceeds of her father's land sold by the Circuit Court. She too sought to follow her funds into the land.

May 1884 term, Chancery Court: The court ruled E. Z. Barlow was liable for all the funds due her wards and that the securities of E. Z. Barlow during her guardianship were liable in reverse order. The court held E. Z. Barlow, principal, and E. G. Johns and the estate of H. C. Wade liable for \$1119.06 in principal and interest due to Isaac Barlow. They also held E. Z. Barlow, principal, and E. G. Johns and E. L. Matthews liable for the \$899.34 plus \$448.28 in interest due to Lucy Barlow.

Rutherford Co., TN Marriage records: James G. McKnight married Lucy M. Johns on July 20, 1853. John K. Matthews married Martha E. Johns on October 13, 1859. Edmond G. Johns married Anna M. Barlow on October 18, 1868.

49. Barnes, Mrs. Elizabeth America [Barton] Died between April 14 and May 3, 1875, testate.

Note: This is Elizabeth America, daughter of Jesse & Elizabeth [Barnes] Barton and wife of Henry Barnes [see below]. Her mother was daughter of Henry and Sarah Barnes, died April 7, 1860 (see Vol. II) and married 1st, William Fuqua, died ca 1816 (see Vol. I), & 2nd Jesse Barton. William & Elizabeth (Barnes) Fuqua had William B. Fuquay, who died ca 1844 (see Vol. II) and had the following children: John F. Fuquay, Jesse M. Fuquay, Joel Fuquay, Elizabeth Fuquay wife of ? Prunty, Martha V. Fuquay wife of John S. Prunty of Saline Co., MO; and Docia Luvenia Fuquay. William & Elizabeth (Barnes) Fuqua had Catherine Fuquay who married 1st husband ? Thompson, & 2nd Robert Barton in 1848. Catharine had died by 1860 leaving children: Frank C. Thompson; Nancy Thompson wife of William Swink, and Albert C. Thompson (deceased) leaving Delina or Delma Ann Thompson. Jesse & Elizabeth (Barnes Fuquay) Barton had Elizabeth America Barton who married Henry Barnes on September 19, 1839.

Will dated April 14, 1875. Will presented for probate on May 3, 1875. First: She directed that her funeral expenses and all just debts be promptly paid. Second: She directed the executor to have the family graveyard walled in with rock and pay the expenses from the estate. Third: She willed to Mrs. Clementine [Barnes] Barton and the heirs of her body, \$1000. Fourth: She willed to Mrs. Louvena [Fuquay] Zumbro and the heirs of her body, \$600. Fifth: She willed to Mrs. Arabella [Barton] Brown and the heirs of her body, \$500. Sixth: She willed to Mrs. Marion [Barton] Price and the heirs of her body, \$500. Seventh: She willed to Mrs. Polina Northcutt and her two daughters, Arsonoa Northcutt and Josephine Northcutt, \$500. Eighth: She willed to Joel Fuqua \$500. Ninth: She willed to Jane Barnes (colored) \$100. Tenth: She willed to Adrian Barnes (colored) \$100. If there was any remainder of the estate, she willed that Dillon Barton was to have one bed and bed clothing and Ellen Zumbro was to have one bed and bed clothing. Last: The testatrix nominated M. Pitts as her executor.

June 9, 1875, County Court: The executor of the estate presented the court an inventory of the personal property that consisted entirely of notes due. There was no money on hand so the commissioners set aside \$65 from the sale money for provisions.

August 4, 1875, County Court: The executor presented to the court a sale list of the personal property sold at auction. Joel Fuquay, B. H. Barton and W. P. Zumbro were the major purchasers at the sale.

October 21, 1875, Chancery Court: M. Pitts, executor of Elizabeth A. Barnes (deceased) vs B. H. Barton and his wife, Clementine [Barnes] Barton; William Zumbro and wife, D. L.[Docia Louvenia] [Fuquay] Zumbro; Lafayette Brown and wife, Arabella [Barton] Brown; Wilson Price and wife, Marion [Barton]; James Northcott and Polina; Arasine Northcott; Josephine Northcott; Joel Fuquay; Jane Barnes (colored); Adrian Barnes (colored). The testatrix provided for payment of certain legacies to defendants and the aggregate sum was over \$3000. The personal estate was only worth about \$200. The legacies could only be paid by sale of the deceased's real estate consisting of tracts of 16 acres and 10 acres of cedar land. The executor was given responsibility to sell the two tracts.

November 7, 1877, County Court: Mathew Pitts, executor of the estate, made an estate settlement with the court. There was a balance of \$3324.02 due the estate from the executor. The payments were made to legatees as follows: James Northcott, \$165.42; Arasona Northcott, \$165.42; Josephine E. Northcott, \$165.41; Clementine [Barnes] Barton, \$992.50; Arabella [Barton] Brown, \$496.25; Joel Fuqua, \$496.25; and M. C. Price, \$496.25.

Rutherford Co., TN Marriage records: Bedford H. Barton married Clementine Barnes on November 17, 1846. Joshua Barton married Elizabeth A. Barton on 5 March 1834. Henry Barnes married Elizabeth A. Barton on September 19, 1839. Joel Fuquay married Elizabeth America Sanders on December 5, 1860. Thomas L. Brown married A. A. Barton on October 31, 1872. W. P. or F. Zumbro married L. D. Fuquay on 25 December 1865. Wilson B. Price married M. C. Barton on 23 December 1857.

1850 Rutherford Co., TN Census, Browns Mill Dist.: Henry Barnes, 38 VA; Elizabeth Barnes, 33 TN; Leo D. Fuquay, 12 female.

1860 Rutherford Co., TN Census, Bushnells Creek: H. Barnes, 50 VA; Lizzia Barnes, 44 TN; Louvenia Barnes [Fuquay], 22.

1870 Rutherford Co., TN Census, Dist. 21 (Flemings): Henry Barnes, 57 VA; America Barnes, 54 TN; Adrian Barnes, 10 (black); Cary Barnes, 7 male (black); Abner Sheron, 78 NC.

1870 Rutherford Co., TN Census, Dist. 22 (Browns Mill): (Family 1) Bedford Barton, 51; Clementine Barton, 42; Arabella Barton, 22; Millard Barton, 16; Mary Barton, 7; Della Barton, 1. (Family 2) Wilson Price, 43; Marion Price, 42; Sarnfulk Price (m) 11; Billie Price, 9 (f); Robert Price, 3. (Family 3) T. L. Brown, 31; Arabella Brown, 32; John Brown, 3; Erla Brown, 2; Philmore Brown, 9 months.

1880 U. S. Census, Coffee Co., TN: William P. Zumbro, 34; Lovenia Zumbro, 40; Lee Zumbro, 13; John Zumbro, 8; Elvira, 6.

1880 Rutherford Co., TN Census, Dist. 22 (Browns Mill): James Northcott, 73; Arsinia Northcott, 44 daughter; James J. Northcott, 35 son; Josephine Northcott, 28 daughter.

50. Barnes, Henry Died before February 7, 1872, intestate.

Note: Husband of Elizabeth America Barton Barnes, who died ca 1875 (see above).

February 7, 1872, County Court: The court noted that Henry Barnes had died and appointed Elizabeth A. [Barton] Barnes as administratrix. She posted a \$6000 bond with R. C. Freeman, M. B. Jordan and W. (William) P. Zumbro as securities.

March 5, 1872, County Court: The administratrix submitted an inventory of the personal estate.

Rutherford Co., TN Marriage records: Henry Barnes married Elizabeth A. Barton on September 19, 1839.

51. Barnes, Valentine Died on or about March 26, 1860, intestate. [Cont'd from Vol. II].

June 4, 1860, Chancery Court Enrolled Cases #1, pg. 65: V[alentine] Barnes had died on or about March 26, 1860.

Rutherford Co., TN US Census Mortality Schedules: Valentine Barnes, 41, married, born in PA, died in March 1860 of Apoplexy.

52. Barnett, George F. Died before April 7, 1873, intestate.

April 7, 1873, County Court: The court noted the death of G. F. Barnett and appointed J. T. Tucker as administrator of the estate. O. G. Tucker provided part of the security for the \$1500 bond. W. N. Mason was allowed \$5 for holding an inquest on the body of G. F. Barnett.

April 7, 1873, County Court: The court appointed commissioners to set apart provisions for one year for Elizabeth [Sanders] Barnett, widow of G. F. Barnett (deceased).

May 5, 1873, County Court: J. T. Tucker, administrator of the estate, submitted an inventory and a sale list of the estate.

December 9, 1875, County Court: A settlement and pro rata distribution of the estate of George F. Barnett (deceased) was presented to the court by J. T. Tucker, administrator.

Rutherford Co., TN Marriage records: G. F. Barnett married Elizabeth Sanders on August 21, 1856.

1870 Rutherford Co., TN Census, Dist. 1 (Sanders): G. F. Barnett, 37; Bettie Barnett, 39; Sarah Barnett, 16; Thomas Barnett, 9; Ardenie Barnett, 7; Martha Barnett, 5; Alexander Barnett, 3.

53. Barnett, Lucy Died before March 4, 1872, intestate.

March 4, 1872, County Court: The court noted the death of Lucy Barnett and appointed Jarratt Cock as administrator of the estate.

54. Barrett, Jeremiah vs Elmodum Barrett – Bastardy

July 18, 1867, Circuit Court Enrolling Docket #4, pg. 145: Jeremiah Barrett charged Elmodum Barrett with bastardy by seducing his wife and fathering a child. A jury found for the plaintiff and awarded him \$3000 in damages.

Rutherford County, TN Marriage Records: Jeremiah Barrett married Martha Ward on 15 August 1849.

55. Barton, Elizabeth [Barnes] Died April 7, 1860, intestate. [Cont'd from Vol. II & III].

Note: Elizabeth Barnes, daughter of Henry and Sarah Barnes, and married 1st, William Fuqua, died ca 1816 (see Vol. I), & married 2nd Jesse Barton.

January 26, 1880 County Court: R. C. Freeman, guardian for D. A. Thompson, a minor child of Cullen Thompson (deceased) and heir at law of Elizabeth [Barnes] Barton (deceased), made a settlement with the court.

56. Baskett, William Turner, M. D. Died February 23, 1867, testate. [Cont'd from Vol. III].

Note: Helen Wasson, widow of Thomas H. Crichlow, was the 3rd wife of Dr. William Turner Baskett. After Dr. Baskett's death, she married Rev. John F. Hughes.

June 2, 1875, Chancery Court: Wise A. Cooper, executor of Joseph Lindsey (deceased) on behalf of himself and the other creditors of W. T. Baskett (deceased) vs Joseph B. Palmer & Gideon H. Baskett, executors of W. T. Baskett (deceased) and against John F. Hughes and wife, Helen W. [Baskett] Hughes; John H. Baskett; James B. Baskett; and G. H. Baskett in his own right and against William E. Baskett; Henry W. Baskett; Helen M. Baskett; William Barksdale and Fannie [Mary Frances Baskett] Barksdale, residents of Arkansas. Insolvency of the estate had been suggested. Wise A. Cooper filed the suit to have the administration of the estate transferred from County Court to Chancery Court. The clerk was instructed to publish a notice for all creditors to file their claims for inspection. The Clerk & Master was to determine whether it would be necessary to sell the real estate to pay the debts.

October 7, 1876, Chancery Court: In an attempt to save something, the counsel of Mrs. Hughes, the widow of the testator who was in dire circumstances, had applied to be allowed to bid for the residence on Mrs. Hughes' behalf to prevent a scire facis without being bound by his bid in the event the property was knocked off to him. When the bidding began, no one would offer the minimum although the Clerk & Master believed there were persons present who were ready and willing to bid the minimum and more. J. H. Ewing, a large creditor of the testator finally bid \$7100 and there were no other bidders. J. H. Ewing did not desire to own the property and sought to be relieved of his bid but the Clerk & Master could not legally do so. On April 16, 1877, the court confirmed that J. B. Palmer and E. [Edwin] H. Ewing were the purchasers of the residence.

April 16, 1877, Chancery Court: Wise A. Cooper, executor of Joseph Lindsey (deceased) vs J. B. Palmer & G. H. Baskette, executors of W. T. Baskette (deceased). The residence of the deceased on the corner of Academy and College streets was auctioned and sold for \$6000.

July 7, 1879, Chancery Court: Wise A. Cooper, executor of Joseph Lindsey (deceased) vs J. B. Palmer & G. H. Baskette, executors of William T. Baskette (deceased) and others. The court noted that the daughter of William T. Baskette, Helen M.

Baskette, had married John A. McEwen of Davidson County. The court issued a scire facias requiring him to appear in court and show cause why the suit should not be revived against him.

October 25, 1879, Chancery Court: Joseph B. Palmer and E. [Edwin] H. Ewing had paid their notes on the house and lot and the court divested title from Joseph B. Palmer and G. H. Baskett as the executors of the estate and of G. H. Baskette individually; of Jno F. Hughes and wife, Helen W. [Baskett] Hughes; Helen M. McEwen & John A. McEwen; William Barksdale & Fannie [Baskett] Barksdale, all the heirs and devisees of the deceased, and vested title with the purchasers.

Rutherford Co., TN Marriage records: Rev. John F. Hughes married Mrs. Helen M. Baskett on April 6, 1870.

1860 Rutherford Co., TN Census, Murfreesboro: W. T. Basket, 55 MD.; H[elen] W. Basket, 32; G[ideon] H. Basket, 15; Thomas Basket, 13; William Basket, 12; James Basket, 10; William Basket, 7; Elin Basket, 2.

57. Bass, James A., Jr. Died March 19, 1864, testate. [Cont'd from Vol. III]

Note: Widow & Executrix: Eliza A. C. [Howse] Bass. Executor: James J. Bass. Children: Thomas W. Bass, Ambrose H. Bass, James J. Bass, George W. Bass, Eliza L. Bass, Sarah A. Bass, Mary E. Bass, Hartwell P. Bass, Fannie T. [Bass] Ransom (deceased), Robert C. Bass (deceased). Granddaughter: Roberta F. Bass, daughter of Robert C. Bass.

June 1, 1876, Chancery Court: Hartwell P. Bass and others vs James J. Bass and others. On January 29, 1876, H. P. Bass, A. W. Blackman, Mary A. [Bass] Blackman, Sarah Bass, James J. Bass, E. A. C. Bass (widow), James E. Manson, Eliza Bass, T. W. Bass, Rebecca Bass, James Bass, Jr., Jane Bass, Ben Bass, Palmer & Richardson, Avent and Childress, G. S. Ridley & J. W. Burton came together to compile an account of the estate. The complainants charged that J. J. Bass had sold a steam sawmill, property of James Bass (deceased) and failed to account for the proceeds. J. J. Bass claimed that the mill was actually his and therefore he didn't have to account for the proceeds. Family members testified that the mill actually belonged to the estate and that J. J. Bass had sold the mill to pay estate debts. The court decided that the executor had to account for the proceeds of the sale, \$3300, plus interest from March 1868 making a total of \$4900. There were also questions about \$2500 in rent for the year 1867 and \$374.40 in gold it being the proceeds of Union Planters Blank money sold for J. J. Bass. The end result of the accounting was that J. J. Bass owed the estate \$7296.50. The court reduced this amount to \$5113.00. J. J. Bass appealed the decision to the next term of the Supreme Court.

58. Bass, Mark (colored) Died before June 6, 1875, intestate.

December 6, 1875, County Court: The court noted that Mark Bass (colored) had been dead for over six months and no one had applied for the duties of administrator so the court appointed the Public Administrator to take charge of the estate.

Rutherford Co., TN Marriage records: Mark Bass (colored) married Matilda Bass (colored) on August 19, 1865.

1870 Rutherford Co., TN Census, Dist. 12 (May): (all Black) Mark Bass, 63; Matilda Bass, 54; Hillard Bass, 12; Louisa Bass, 9; Delia Bass, 7; Julia Harly, 17.

59. Bass, Peter Died before August 6, 1833, intestate.

August 6, 1833, County Court: Whereas a partnership heretofore existed in the tanning business in the town of Murfreesboro under the firm and style of V. D. Cowan & Co. composed of Varner D. Cowan on one part & Brent Spence and Peter Bass (deceased) on the other part. Varner D. Cowan and Brent Spence had purchased the interest of John M. Bass and Eli E. Bass, heirs at law of Peter Bass (deceased).

60. Batey, Benjamin Died August 29, 1872, testate.

Note: Benjamin Batey married 1st Evaline A Morton, daughter of James Morton (d. 1843 see Vol I) on 7 December 1824; married 2nd on 5 March 1844, Tabitha M. Searcy (1820-1849), daughter of William W. Searcy & his 2nd wife, Sarah Morton. Tabitha Searcy married 1st Andrew Jackson Jetton, who died 1843.

Will dated March 25, 1872. Will probated September 2, 1872. Executor: John B. Batey. One: to his son-in-law, Anderson Searcy, in trust for the benefit and support of his daughter-in-law, Tabitha [Searcy] Batey, wife of his son, William B. Batey, for the use

and benefit of children which she had or would have by her husband, the tract of land on Stone's river known as the Wright place. The proceeds and profits were to be used for the purposes specified and were in no wise subject to the debts of William B. Batey. Two: The testator gave to his son-in-law, Anderson Searcy, husband of his daughter, Amanda E. [Batey] Searcy, a tract of land of about 125 acres and the undivided one-half interest in 396 acres of land. The other one-half interest belonged to the testator's sons, Benjamin Batey [Jr.] and Zachery Batey by inheritance from their mother. Three: The testator gave to his son, Thomas J. Batey, the tract of land on which he lived known as the Ross place plus an additional 25 acres. Four: The testator gave to his son, John B. Batey, a tract of land containing 254 acres. Five: The testator gave to his sons, Benjamin Batey [Jr.] and Zachery Batey, the tract of land where the testator lived plus an additional tract of land to be divided as they may agree. Six: The testator gave to his sons, Thomas, John, Benjamin and Zachery, a tract of cedar land containing about 75 acres to be divided as they may agree. Seven: The testator gave his writing desk to son, John B. Batey, along with one bedstead and feather bed. Eight: The testator gave his son, Benjamin Batey [Jr.], his mother's secretary, a bedstead, feather bed and furniture. Nine: The testator gave his son, Zachery Batey, his mother's wardrobe, one bedstead, a feather bed and furniture. Ten: The remainder of his estate including money, notes, railroad stock, bank stock and anything else not disposed of, was to be equally divided among his children to wit: Thomas; John; Benjamin; Zachery, and his son-in-law, Anderson Searcy, and his daughter-in-law, Tabitha [Searcy] Batey. The last was to be held in trust by Anderson Searcy. Eleven: The children of son, James M. Batey (deceased) to wit: Thomas R. Batey and Eveline Batey, had been justly and fairly provided for in the money and property that the testator gave their father and which they inherited from his estate. Twelve: There was to be no public sale of any of the testator's effects. Everything he possessed was to be divided among the heirs. The executor appointed son, John B. Batey, as executor of his will.

October 7, 1872, County Court: Anderson Searcy, trustee, under the will of Benjamin Batey (deceased), of Tabitha [Searcy] Batey, wife of William B. Batey. Thomas J. Batey, John B. Batey and Benjamin Batey provided security for the bond of \$10,000.

January 1, 1873, County Court: John B. Batey, executor of the deceased's estate, submitted an inventory of the estate of the deceased. The estate listed numerous notes due, bank deposits of \$4592 and \$2748 worth of gold on hand.

July 16, 1874, Circuit Court: John B. Batey, executor of Benjamin Batey (deceased) vs T. [Thomas] J. B. Turner and Robert J. Turner. The defendants confessed judgment in favor of the plaintiffs in the amount of \$2902 in debt plus \$157.10 in accrued interest. The court considered that the plaintiffs recover from the defendants the entire amount plus ten percent interest until paid plus court costs.

March 18, 1875, Circuit Court: John B. Batey, executor of Benjamin Batey vs William I. Carney. The defendant confessed judgment in the amount of \$3997.05 for non-payment of notes given on January 1, 1868 for payment of land.

November 28, 1874, Circuit Court: John B. Batey, executor of Benjamin Batey (deceased) vs The Tennessee Central Fair Association, principal and D. [David] H. C. Spence, James D. Richardson, Jesse W. Sparks, B. [Burrell] D. Fletcher, W. [William] H. Sikes, J. F. Brooks Sr., John S. Gooch, W. [William] P. Henderson, John Patterson, H. [Henry] H. Norman, Hick Weakly, T. [Thomas] J. Elam, Beverly Randolph, Charles H. King, and Thomas Spain, securities. The court issued a default judgment against the defendants for \$2000 debt, \$364.21 in accrued interest and costs. The judgment was to bear ten percent interest until paid.

June 3, 1875, Chancery Court: John B. Batey, executor of B. Batey (deceased) vs Evaline Batey, Benjamin Batey and others. Evaline Batey, Benjamin Batey, Searcy Batey, Sallie Lou Batey & Mattie Batey, children of W. (William) B. and Tabitha [Searcy] Batey, were all minors without guardian. A guardian ad litem was appointed to defend the children in the case below.

June 3, 1875, Chancery Court: The court approved the exchange of a property known as the Wright place for one known as the Batey home place where the deceased was living when he died. The Batey place was valued \$2000 more than the Wright place but the court ruled that the \$2000 was a good investment for better living conditions for Tabitha [Searcy] Batey, wife of William B. Batey, and her children. The deceased had willed the Wright place to A. Searcy in trust for Tabitha [Searcy] Batey and children not subject to the debts and liabilities of her husband. The court ratified the contract for the exchange of the two properties.

November 1, 1876, Chancery Court: John B. Batey, executor of Benjamin Batey (deceased) vs Charles Miller & others. On or about October 27, 1868, Benjamin Batey (then living) and S. H. Miller acting as the administrator of Alfred Miller (deceased) purchased of D. D. Wendel, trustee of M. R. Buchanan, a tract of land including a mill on Stones River that contained about 900 acres. Two-thirds of the land was for S. H. Miller for the use and benefit of his siblings as distributees of Alfred Miller (deceased) and the remaining one-third went to Benjamin Batey. After the later's death, the undivided one-third descended to the children and heirs of Benjamin Batey (deceased) to wit: John B. Batey; Thomas J. Batey; Benjamin Batey; Z. T. Batey; Mrs. Amanda [Batey] Searcy, wife of Anderson Searcy; W. B. Batey, husband of Tabitha [Searcy] Batey. Anderson Searcy was trustee under the deceased's will to hold the share of W. B. and Tabitha [Searcy] Batey for her use and benefit. The court appointed a surveyor and commissioners to partition the 900 acres so that one-third in value was set aside for the heirs of Benjamin Batey (deceased).

January 10, 1878, County Court and Chancery Court Enrolled Cases #3, pg. 415: Thomas J. Batey; John B. Batey; Anderson Searcy and wife, Amanda [Batey] Searcy; Benjamin Batey; Z. T. Batey vs W. B. Batey and wife, Tabitha [Searcy] Batey; and the following minor children of William and Tabitha Batey to wit: Eva Batey, Benjamin Batey, Searcy Batey, Sallie L. Batey, Mattie Batey, John Batey and Robert Batey, all minors without guardian. W. B. Batey and Tabitha [Searcy] Batey had been served and

had not appeared. A judgment of pro confesso was issued. At his death, testator owned one-third interest in a tract of land along with the heirs of A. Miller (deceased). The land had been partitioned and the heirs of Benjamin Batey (deceased) had received 293 acres. The petitioners wanted their shares of the land set apart to them and commissioners were appointed to do so.

February 22, 1879, County Court: The executor of the estate made a final estate settlement with the court. The executor owed the estate \$21,675.09.

March 6, 1879, County Court: John B. Batey, executor of the estate, made a final estate settlement with the court.

April 9, 1879, County Court: Commissioners partitioned the Buchanan tract of land among Thomas Batey, John B. Batey, Benjamin Batey, Z. T. Batey, Amanda [Batey] Searcy and W. B. Batey as follows: Z. T. Batey received two tracts totaling 57 acres; Benjamin Batey received two tracts totaling 44 acres; John Batey received two tracts totaling 43 acres; Amanda [Batey] Searcy received two tracts totaling 43 acres; W. B. Batey received two tracts totaling 50 acres and Thomas Batey received one tract of 55 acres. The interest assigned to W. B. Batey and his wife, Tabitha and their children, was to be held by trustee, Anderson Searcy, in accordance with the terms of the will of Benjamin Batey (deceased).

Rutherford Co., TN Marriage records: Benjamin Batey married Evaline A. Morton on December 6, 1824. Andrew Jackson Jetton married Tabitha M. Searcy on December 19, 1839. Benjamin Batey married Mrs. Tabitha Jetton on March 5, 1844. Anderson Searcy married [1st] Amanda E. Batey on April 25, 1855. William B. Batey married Tabitha Searcy on November 28, 1859. James M. Batey married Harriette C. Morton on February 27, 1856. Thomas Jefferson Batey married Ann Letitia Smith on February 13, 1860.

Tennessee Records: Bible Records & Marriage Bonds: Bible records copied by Mary Robertson, Smyrna, TN: Marriages: Benjamin Batey married Evalina Amanda Morton on December 7, 1824. Benjamin Batey married Mrs. Tabitha Jetton on March 5, 1844. John Bass Batey married Mary Harriet Richardson on May 6, 1868. Births: Benjamin Batey, July 31, 1801. Evalina Amanda Batey, August 31, 1807. James Morton Batey, June 1, 1826. William B. Batey, Oct 16, 1828. Francis M. Batey, May 26, 1831. Evalina A. Batey, March 9, 1834. Thomas Jefferson Batey, May 12, 1836. John Bass Batey, March 24, 1839. Mary Richardson Batey, October 23, 1846. Annie May Batey, May 19, 1869. John Richardson Batey, July 29, 1873. James Benjamin Batey, January 21, 1877. August Batey, January 5, 1881. Second wife and children: Tabitha Jetton Batey, July 11, 1820. Robert Searcy Batey, February 13, 1845. Benjamin Batey, Jr., July 4, 1846. Zachary Taylor Batey, November 18, 1848. Deaths: Benjamin Batey, Sr., August 29, 1872. Evalina A. Batey, September 16, 1840. Francis M. Batey, October 4, 1836. Robert Searcy Batey, August 26, 1845. James M. Batey, August 23, 1856. Mary Richardson Batey, November 8, 1916. John Bass Batey, November 30, 1923. John R. Batey, January 15, 1923. August Batey, September 28, 1881.

61. Batey, Christopher T. Died April 1849, testate. [Cont'd from Vols. I & II].

Note: Widow & Executrix: Mahala [Puckett] Batey. Children: William Batey, David Batey, Charles Batey, Henry Batey.

June term, 1857, County Court: Uriah York and wife, Mahala P. [Puckett-Batey] York; William P. Batey; David C. Batey; Charles L. Batey and Henry I. Batey, the last two were minors under guardianship of Mahala P. [Puckett Batey] York.

Petition: Christopher Batey died in April 1849. The testator bequeathed all his real and personal estate consisting of lands, Negroes, stock and notes due him, after all his just debts were paid, to Mahala P. Batey, his widow, during her naturel life and at her death, to be equally divided among his four sons to wit: William, David, Charles and Henry Batey. The testator died owning a tract of land containing 120 acres and a Negro girl named Emma about 18 years old. The petitioners stated it was necessary to sell some of the land in order to pay outstanding debts and further stated that the remainder of the land was not susceptible to equitable partition and it would probably be best to sell all the land. They prayed for a decree for a private sale of the land and a public sale of the slave. The land was sold in August 1851 for \$1000.

Rutherford Co., TN Marriage records: Uriah York married Mahala P. Batey on February 26, 1851. Christopher Batey married Mahala Puckett on January 12, 1822.

Puckett Cemetery, Brinkley Road: Christopher T. Batey [9 Oct 1792 - 22 Apr 1849] & wife, Mahala Puckett Batey [30 Nov 1804 - 14 Feb 1883].

62. Batey, James M. Died in 1870, intestate.

Note: Son of William D. & Matilda Batey (see below). William D. Batey died before July 1858 (see Vol. II & III) November 6, 1872, County Court: James Z. Travis & wife, Talitha C. [Batey] Travis; and Mahala C. Batey vs Madison L. Herndon; Jasper N. Herndon; Roxana M. Herndon; Mary T. Herndon; Nancy K. Herndon; William M. Herndon; Talitha C. Herndon; and Jasper N. Batey, all citizens of Arkansas, and William M. Batey; Joseph D. Batey; Henry M. Batey; and Emily P. Batey of Rutherford County. James M. Batey died in 1870, intestate. He left surviving Mahala C. Batey, his widow, and the four Bateys listed as defendants above as his children.

Rutherford Co., TN Marriage records: James M. Beaty married Mahala C. Briant on October 21, 1856. William D. Batey married Matilda McKee on March 1, 1827. Jasper N. Beaty married Isabella N. Tassej on November 6, 1851. Samuel Herndon married Martha Batey on July 21, 1845. J. Z. Travis married T. C. Batey on September 29, 1870.

1850 Rutherford Co., TN Census, Trimble Dist: William Beaty, 49; Matilda Beaty, 42; Newton J. Beaty, 20; Nancy E. Beaty, 15; James M. Beaty, 10; Mary S. Beaty, 7; Tabitha Beaty, 4 (and 2 unrelated others)

1860 Rutherford Co., TN Census, Trimble Dist.: [Family 1] Matilda Baity, 52 \$4000 real est. \$1000 pers est; N. E. Baity, 26 (f); Mary Baity, 19; Tulitha Baity, 15. [Family 2] J. M. Baity, 23; Mahala Baity, 27; W(illiam) N. Baity, 3 (m); J[oseph] D. Baity, 1 (m).

1860 U. S. Census, Lawrence Co., AK, Reeds Creek: Samuel J. Herndon, 36 TN \$400 real est \$800 pers est; Martha Herndon, 32 TN; Madison L. Herndon, 14 TN; Jasper N. Herndon, 10 TN; Roxanna Herndon, 8 TN; Tennessee Herndon, 6 (f) TN; Nancy C. Herndon, 3; William H. Herndon, 1.

1870 Rutherford Co., TN Census, Dist. 17 (Trimble): Matilda Beaty, 64 Keeping house; Tabitha Beaty, 24.

Next Door: 1870 Rutherford Co., TN Census, Dist. 17 (Trimble): Mahala Beaty, 39 Keeping house \$2500 real est \$300 pers est; William Beaty, 13; Joseph Beaty, 10; Henry Beaty, 5; Emily Beaty, 2.

63. Batey, Louisa Died July 1859, intestate.

Rutherford Co., TN US Census Mortality Schedules: Louisa Batey, 13, died July 1859 of “inflammation of the bowels.”

64. Batey, Mary S. Died in 1867, intestate.

Died unmarried and childless. Daughter of William D. & Matilda [McKee] Batey (both deceased) – see below for details.

65. Batey, Matilda [McKee] Died in September 1871, intestate.

Note: Widow of William D. Batey who had died before July 5, 1858 – see below.

November 4, 1872, County Court: The court noted the death of Matilda Batey and appointed John A. McKnight as administrator of her estate.

Rutherford County, TN Marriage Records: William D. Batey married Matilda McKee on March 1, 1827.

66. Batey, Mollie (colored) Died April 2, 1874, intestate.

July 6, 1874, County Court: According to the Poor House Commissioner’s Report, Mollie Batey (colored) had died April 2, 1874

67. Batey, Miss Nancy E. Died in 1861, intestate.

Died unmarried and childless. Daughter of William D. & Matilda [McKee] Batey (both deceased) – see above & below for details.

68. Batey, William D. Died before July 5, 1858, intestate. [Cont'd from Vols. II & III].

Note: See also James M. Batey (deceased) - above.

November 6, 1872, County Court and Enrolled Cases #2, pg. 492: James Z. Travis & wife, Tabitha C. [Batey] Travis; and Mahala C. [Bryant] Batey vs Madison L. Herndon; Jasper N. Herndon; Roxana M. Herndon; Mary T. Herndon; Nancy K. Herndon; William M. Herndon; Talitha C. Herndon; and Jasper N. Batey, all citizens of Arkansas, and William M. Batey; Joseph D. Batey; Henry M. Batey; and Emily P. Batey of Rutherford County. The intestate had left a widow, Matilda [McKee] Batey, and the following children to wit: Martha [Batey] Herndon; Jasper N. Batey; James M. Batey; Tabitha C. [Batey] Travis, wife of James Z. Travis; Nancy E. Batey and Mary S. Batey. Matilda Batey had died in September 1871. Martha [Batey] Herndon had died in 1870. Samuel Herndon, her husband, had died in 1864. The Herndons listed as defendants above were children of Martha [Batey] Herndon (deceased). Nancy E. Batey had died unmarried and childless in 1861. Mary S. Batey had died unmarried and childless in 1867. James M. Batey had died in 1870, intestate. He left surviving Mahala C. Batey, his widow, and the four Bateys listed as defendants above as his children. After the death of William D. Batey (deceased) and before the death of his sisters, Nancy E. Batey and Mary S. Batey, Jasper N. Batey's interest in his father's estate had been sold by due process of law to D. Barker who sold it to James Z. Travis. Jasper N. Batey still owned the shares that descended to him from the death of his sisters. The intestate's widow had never had dower allotted. She was willing to have money allotted in lieu of dower. The intestate owned two tracts of land, one containing 210 acres, and the other contained 28 acres of cedar land. The estate had long since been settled and the lands were not needed to pay debts. The petitioners alleged that the land could not be partitioned and prayed for a decree ordering the sale of the land. The court did not agree and ordered the land partitioned.

69. Batey, William G. W. Died December 29, 1872, intestate. [Correction & Cont'd from Vol. III].

Note: William G. W. Batey married America S. Crockett on December 6, 1836. In a deposition given by James M. King, he stated "After several years of apparent happiness, he (William G. W. Batey) started drinking heavily and after he lost a son his drinking became worse. He became very abusive toward his wife causing her to file for divorce and alimony in Chancery Court. When the suit was filed, there were 7 living children."

April 18, 1876, Chancery Court: W. G. W. Batey vs J. A. Crockett, trustee. In a final settlement with the trustee of the estate of W. G. W. Batey (deceased), the court had determined that the estate owed the trustee \$79.63 and levied the heirs of the intestate for that amount.

January 3, 1873, Murfreesboro News: Mr. W. G. W. Batey, familiarly called "Buck Batey" died at the residence of J. M. King, Jr., Saturday last. Mr. Batey was an old and well known citizen of this county and leaves a large circle of relatives and friends to mourn his loss.

70. Batey, William P. Died after 1870 and before April 6, 1875, intestate.

Note: Elizabeth M. [Hoskins] Batey, wife of William P. Batey, was the daughter of Daniel Hoskins, died January 1848 (see Vols. I, II, & III).

April 6, 1875, August 6, 1876, County Court: J. S. Wright, guardian for Tennessee P. Batey and Alice M. Batey, minor heirs of W. P. Batey (deceased) and minor heirs at law of D. Hoskins (deceased) made a settlement with the court.

Rutherford Co., TN Marriage records: William P. Batey married Elizabeth M. Hoskins on December 1, 1851.

1870 Rutherford Co., TN Census, Dist. 9 (Sulphur Springs): William Batey, 44 Farmer; Tennessee Batey, 14; Alice Batey, 11.

71. Baugh, John A. Died March 16, 1870, testate.

Will dated March 16, 1870. Will probated April 4, 1870. The testator left his entire estate to his widow, Mary A. [Marable] Baugh, absolutely with the power to sell and convey any property as necessary. The widow was nominated sole executrix.

April 28, 1874, Chancery Court: Julia A. Burleson vs Levi Wade. On March 21, 1874, a 50-acre tract of land belonging to Levi Wade had been auctioned and was struck off to Mrs. Mary A. [Marable] Baugh, wife of the deceased. The original price was \$592

but she later advanced her bid to \$1250 that was against a \$1500 balance due on a judgment of July 18, 1865, for \$11,618.48 won by Henry T. Prater and John A. Baugh, administrators of Benjamin Marable (deceased) against Levi Wade. The \$1500 balance of the judgment had been assigned to Mary A. [Marable] Baugh under the terms of her late husband's will. Title to the land was divested from Mrs. Julia A. Burlison and Levi Wade and vested in Mary A. [Marable] Baugh, her heirs and assigns. November 13, 1874, Circuit Court: Mary A. [Marable] Baugh, executor of J. A. Baugh (deceased) vs Alford White. The plaintiff petitioned the court to condemn a tract of land belonging to the defendant. The debt was for \$79.44. The sheriff found no personalty the execution was levied on the land.

November 13, 1874, Circuit Court: Mary A. [Marable] Baugh, executor of J. A. Baugh (deceased) vs William Sharp (colored). The plaintiff petitioned the court to condemn a tract of land belonging to the defendant. The debt was for \$28.79. The sheriff found no personalty and the execution was levied on the land.

Rutherford Co., TN Marriage records: John A. Baugh married Mary Ann Marable on August 13, 1829.

1850 Rutherford Co., TN Census, Big Spring Dist: John A. Bow, 43 VA \$5000 real estate; Mary Bow, 35; Joseph Bow, 17; John Bow, 15; Elizabeth, Bow 15; Martha Bow, 11; Benjamin Bow, 9; Fredonia Bow, 7; Mary Bow, 5; Eliza Bow, 1.

1860 U. S. Slave Census, Trimble Dist: John A. Baugh had 32 slaves.

1860 Rutherford Co., TN Census, Trimble Dist: J. A. Baugh, 54 VA; M. A. Baugh, 48 (f); B. M. Baugh, 17 (m); F. B. Baugh, 15 (f); M. M. Baugh, 13 (f); E. A. Baugh, 11 (f); C. R. Baugh, 9 (m); C. W. Baugh, 4 (f).

1870 Rutherford Co., TN Census: Mary Baugh, 58 VA \$20,000 real est \$20,000 pers prop; C. Baugh, 19 (m); Clem Baugh, 13 (f); Rolla Baugh, 10 (m).

U. S. Civil War Soldiers, 1861-1865: John A. Baugh, 2nd Regiment, Tennessee Infantry (Robison's) (Walker Legion).

Evergreen Cemetery, Murfreesboro: John A. Baugh, March 12, 1806 - March 16, 1870, & wife, Mary A. Baugh, August 6, 1812 - January 29, 1892.

72. Baxter, Ann A. [Lackey] Died June 5, 1871, intestate.

December 4, 1878, County Court: Thomas A. Baxter vs Clara C. Baxter. The petitioner sought to have a lot sold for partition and the court determined that it could not be divided without injury to the estate and ordered it auctioned. Ann [Lackey] Baxter died June 5, 1871 in Lauderdale County, Tennessee. She left a husband, John D. Baxter, and two children, Thomas A. Baxter and Clara C. Baxter. The lot in question was on the corner of College and Fletcher Streets in Murfreesboro. Ann A. [Lackey] Baxter (deceased) had purchased the lot from D. [David] H. C. Spence and William Spence on July 3, 1858. Thomas A. Baxter had become of age on March 3, 1877 and wanted his share of the lot that was subject to the life estate of John D. Baxter as tenant by courtesy of his wife. The court ordered the lot sold.

January 6, 1879, County Court: Thomas A. Baxter vs Clara C. Baxter. The house and lot were sold on December 30, 1878 for \$461, which was noted ready for distribution on February 4, 1880.

Rutherford Co., TN Marriage records: John D. Baxter married Anna Lackey on March 23, 1848.

1870 U. S. Census, Lauderdale Co., TN Dist. 2: John D. Baxter, 46; Ann A. Baxter, 40; Thomas Baxter, 17; Clara Baxter, 8.

73. Baxter, Lizzie Died April 1860, unknown.

Rutherford Co., TN US Census Mortality Schedules: Lizzie Baxter, 80, widowed, born in VA, died April 1860 of "congestion".

74. Beasley, Durant Died before December 7, 1874, intestate.

Note: Durant Beasley was the son of Solomon Beasley (see Vol. II)

December 7, 1874, County Court: The court noted the death of Durant Beasley and appointed William P. Henderson as administrator of his estate and he gave bond for \$2500 with R. K. Henderson and I. E. Rucker as his securities.

March 3, 1875, County Court: The administrator of the estate presented an inventory and a list of items sold at the auction to the court. The administrator offered the gold watch and single-barrel shotgun for sale at the court house door. The watch brought

\$88.40 and the shotgun sold for \$15.

March 24, 1875, Circuit Court Enrolling Docket, pg 303: The defendant confessed non-payment of a note for \$691.55 plus interest.
January 5, 1877, Chancery Court Chancery Court Enrolled Cases #7, pg368: William P. Henderson, administrator of Durant Beasley (deceased) vs John Woods; E. S. Hicks, a minor; and Thomas Wade. The plaintiff had recovered a judgment against John Woods in Circuit Court in March 1875 for \$767.04 plus costs. Mr. Woods had given the plaintiff a note for the amount. The defendant had paid \$64.13 and the balance plus interest was due. The defendant had executed a deed of trust to Thomas Wade for security for what he owed his ward, E. S. Hicks. The plaintiff averred that the real estate in the deed of trust was worth far more than the \$5000-6000 that the defendant owed his ward and sought an attachment on the surplus.

July 2, 1877, County Court: The administrator of the deceased presented a partial estate settlement to the court.

February 12, 1881, County Court: W. P. Henderson, administrator of Durant Beasley (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: Durant Beasley married Harriett Blackman on December 11, 1823.

1850 Rutherford Co., TN Census: Durant Beasley, 47 NC; James M. Beasley, 20; Maria Beasley, 16; Thomas Beasley, 14; Needham Beasley, 11; Susan Beasley, 8.

1870 Rutherford Co., TN Census: Durant Beasley, 67 NC; Lue Louis, 20 Mulatto (f) Servant; Willie Louis, 3 Mulatto; Walter Louis, 7 months Mulatto.

75. Beasley, Eliza E. [Henderson - Simmons] Died bef. June 6, 1853, intestate. [Cont'd from Vol. II & III].

Note: Major P. Beasley married Emeline Simmons on 5 April 1834. James F. Simmons married Eliza E. Henderson on 11 November 1829. Major P. Beasley died circa May 1847. On the 1850 census Eliza E. Beasley is head of the household with William Simmons age 20 and Beasley children. It may be assumed that her maiden name was either Emeline Eliza Henderson or Eliza Emeline Henderson.

November 18, 1853, Circuit Court Enrollment Book, pg. 34: A. G. Henderson, administrator of Eliza E. Beasley (deceased); William Summers, Jr.; Taylor Beasley, Jr. and others. William J. Simmons by a first marriage and Taylor Beasley, Jr.; Washington Beasley; Pleasant Beasley; Byas H. Beasley; Louisa Beasley; and Francis Beasley by a second marriage were the heirs and distributees of the deceased. The administrator prayed to sell a female slave, Charity, for funds to pay debts. The deceased had owned a tract of land near Jefferson that contained 183 acres. The petitioners argued that the tract could not be equitably partitioned and prayed for a decree to sell the land for partition. The land was auctioned off for \$18.75 per acre.

76. Beasley, James Died between April 26, 1871 and May 7, 1872, testate.

Will dated April 26, 1871. Will was probated on May 7, 1872. **First:** The testator wished to be decently dressed and buried after the manner of his relations. The cost was to be paid from the money he had when he died. **Second:** All just debts were to be paid as soon as possible. The testator had provided for all of his children at their marriage as far as he was able and equally except for his son, Taylor J. Beasley and he directed that \$50 out of the estate be paid to him to make him as near equal to the others as possible. The testator gave to his daughter, Tabitha [Beasley] Swan, one bedstead and clothing for it. The testator gave to his daughter, Martha Ann [Beasley] Hudson, the remainder of the estate because she had nursed him and kept him in his old age when he was unable to make a living. The testator also appointed Martha Ann [Beasley] Hudson as his executrix.

May 7, 1872, County Court: The will of the testator was presented for probate, was proven and recorded. Martha Ann [Beasley] Hudson qualified as executrix.

August 29, 1872 County Court: The executrix presented an inventory of the items belonging to the estate.

February 4, 1874, County Court: Mrs. Martha Ann [Beasley] Hudson, executrix of James Beasley, settled with the court.

Rutherford Co., TN Marriage records: William Hudson married Martha Beasley on October 22, 1839. Taylor Beasley married Holland N. Jones on September 17, 1839. Taylor J. Beasley married Frances E. Lewis on July 30, 1859. Moses Swan married Tabitha Neely on January 29, 1859 [Note: She had previously been married to William Neely, see 1850 census.]

1870 Rutherford Co., TN Census: Benjamin Rowlett, 35; Victoria Rowlett, 24; Nannie Rowlett, 5; James Rowlett, 1; James Beasley, 90 NC.

1870 Rutherford Co., TN Census: George Beasley, 35 Farmer; Martha Beasley, 26; John Beasley, 10; Hugh Beasley, 8; Alice Beasley, 6; Louisa Beasley, 4; Fannie Beasley, 1; Tabitha Swan, 65.

1870 Rutherford Co., TN Census: Taylor Beasley, 53; Francis Beasley, 41; Jim Beasley, 19; Hugh Beasley, 17; Elizabeth Beasley, 16; Thomas H. Beasley, 10; Sarah Beasley, 7; Kitty Beasley, 5; Manerva Beasley, 3.

77. Beasley, John Died between December 25, 1860 and August 7, 1865, intestate. [Cont'd from Vol. III].

Note: John Beasley was probably the son of William & Mary [Johnson] Beasley. William Beasley died before November 2, 1846 (see Vol. I, II, III). Mary [Johnson] Beasley died between 1860 and 1866 (see Vol. III). Lewis Garner had been the administrator of the Estate of William Beasley. Isaac S. Webb was the brother of David Webb (see 1850 census).

July term, 1866, Circuit Court Enrolling Docket #3, pg. 264: State of Tennessee for use of Isaac S. Webb, administrator of John Beasley (deceased) vs John E. Hallyburton & John A. Ransom. The complaint was against D. D. Wendel & W. [William] A. Ransom, administrators of Lewis Garner (deceased), W. [William] A. Ransom in his own right and John E. Hallyburton and was for covenants broken. Lewis Garner had been guardian for John Beasley when he died. He had failed to pay over to John Beasley his inheritance of \$329.96 even though the deceased was over twenty-one when he died. The defendants had failed to meet the terms of their bond and were being sued for damages. The jury awarded the plaintiffs \$558.94.

July term, 1866, Circuit Court Enrolling Docket #3, pg. 267: State of Tennessee for use of David M. Webb & wife, Susan [Beasley] Webb against the same defendants as above. Susan [Beasley] Webb had been a sister of John Beasley (deceased). She too had not been paid her inheritance of \$329.96 plus interest from January 1, 1856. A jury awarded her \$559.60.

Rutherford Co., TN Marriage records: David Webb married Susan Beasley on November 17, 1860.

1850 Rutherford Co., TN Census, Barfield Dist.: Mary Beasley, 35; Ann Beasley, 20; Sarah Beasley, 18; Elizabeth Beasley, 16; Thomas Beasley, 14; John Beasley, 10; Susan Beasley, 8.

78. Beasley, John vs Beasley, Martha Ann [Bell] – Divorce

November 15, 1873, Circuit Court: The couple married in Rutherford County on December 12, 1866 and lived together until January 16, 1873 when the defendant deserted her husband. A decree of divorce was issued. The two children, Minnie P. Beasley and Mary S. Beasley were placed in custody of their father.

Rutherford Co., TN Marriage records: John Beasley married Martha Ann Bell on December 25, 1860.

1870 Rutherford Co., TN Census, Dist. 7: John Beasley, 29; Annie Beasley, 24; Minnie Beasley, 3; Thomas Beasley, 35.

79. Beaty or Batey, Christopher Died April 1849.

Note: This may be Christopher T. Batey (see Vol. I & II) who is buried in the Puckett Cemetery with dates 9 Oct 1792 - 22 Apr 1849. He married Mahala Puckett on 17 January 1822. He left a will dated 18 April 1849 and proved 4 June 1849 naming his wife and 4 children: William Batey, David Batey, Charles Batey and Henry Batey.

Rutherford Co., TN US Census Mortality Schedules: Christopher, 50, married, born in VA, died in April 1849 of "the flux."

80. Beaty, Rebecca Died May 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: Rebecca Beaty, 35, born in KY, died May 1850 of "billious colic".

81. Beaty or Batey, Tabitha M. Died May 31, 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: Tabitha M. Beaty, 30, married, died May 1849 of Cholera.

Batey Cemetery near Stewarts Creek Church west of Almaville Rd.: Tabitha M. Batey, consort of Benj. Batey, 11 July 1820 - 31 May 1849.

Note: Benjamin Batey married Tabitha M. Jetton on 5 March 1844. She was the widow of Andrew Jackson Jetton, and the daughter of William W. Searcy who died in 1846 (see Vol. I, II & III). Tabitha Searcy married Andrew Jackson Jetton on 19 December 1839.

82. Beavers, David C. Died before April 2, 1849, intestate. (Cont'd from Vol. I).

Note: Widow was Isabella (Youree) Beavers. They married 14 August 1844. Francis Youree was Administrator.

Rutherford Co., TN US Census Mortality Schedules: David C. Beavers, 24, cabinet maker, died September 1849 of pleurisy.

83. Becton, Mary Y. [Robb] Died before 1859 in Gibson Co., TN, intestate. [Cont'd from Vol. III]

Note: First wife of William J. Becton – see below. She was the daughter of William & Nancy [Young] Robb.

July term, 1860, Circuit Court Enrolling Docket #4, pg. 181: The petition of F. E. Becton and W. J. R. Becton, A. M. Green and wife, Frances E. [Becton] Green and Samuel M. Becton, Gibson County vs Joseph J. Becton, Benjamin M. Becton; Lucius F. Becton, Eugenia Becton, Martha Becton and Hugh Y. Becton, minors who lived in Rutherford County under guardianship of James Killough. A. M. Green and wife owned one-tenth in common of 6 slaves, four of whom were children. They petitioned to have them sold so that the proceeds could be divided among the parties of whom five had attained their majority. D. D. Wendel had been denuded of his guardianship of Hugh Y. Becton and B. M. Becton was appointed in room and stead. The parties were all heirs of Mary [Y. Robb] Becton (deceased). A. M. Green, F. E. Becton, W. J. R. Becton, S. M. Becton and W. J. Becton had purchased the slaves at the sale and quit claimed their right to receive any portion of the purchase money. Hugh Y. Becton was to receive \$328 from the purchasers.

Rutherford Co. TN Marriage records: William J. Becton married Mary Y. Robb on May 26, 1827. W. J. Becton married Mary E. McCrary on September 7, 1863.

Gibson Co., TN Marriage records: W. J. Becton married Elizabeth McGill on January 11, 1855.

1850 census, Gibson Co., TN, Dist. 2: W. J. Becton, 43, farmer & pedlar; Mary Becton, 41; Eliza Becton, 21; William Becton, 17; Samuel Becton, 13; Jane Becton, 11; Joseph Becton, 9; Benjamin Becton, 7; Lucius Becton, 4; Virginia Becton, 1; and 2 others unrelated.

1860 Census, Rutherford Co., TN, Youree's Dist.: W. J. Becton, 53; Elizabeth Becton, 32; M. J. Becton (f), 13; Delitha Becton, 5; Arthur Becton, 2; J. M. Becton (m), 5/12; Joseph Becton, 19; B. M. Becton, 16; Lucious Becton, 13; Virginia Becton, 11; Martha Becton, 9; H. Y. Becton, 7.

1870 Rutherford Co., TN Census, Dist. 23: William J. Becton, 62; Mary Becton, 40; Jane Becton, 14; Newton Becton, 11.

84. Becton, William J. Died before February 2, 1874, testate.

Note: The widow was his 3rd wife was Mary E. McCrary, the daughter of Arthur McCrary, died January 7, 1867 (see Vol. III) His 1st wife was Mary Y. Robb, the daughter of William Robb. His 2nd wife was Elizabeth McGill.

Will dated May 10, 1869. Codicil dated May 1, 1870. Will probated February 2, 1874. First: The testator wanted his funeral expenses and debts paid as soon as practicable. Second: The testator gave his entire estate after payment of expenses to A. A. McCrary in trust for the benefit of the testator's wife, Mary E. [McCrary] Becton, during her lifetime. She was to have possession of everything unless she attempted to waste or sell any part thereof. The testator's wife was to get any money in the estate. After the death of Mary E. [McCrary] Becton, the trustee was to convey the entire estate to Jane Becton and Newton Becton, the testator's two children by his second wife as tenants in common. Third: The testator bequeathed to his son, Hugh Young Becton. \$300 to be paid by Mary E. [McCrary] Becton any time she chose. Fourth: The testator directed that his wife raise and educate his two children, Jane Becton and Newton Becton. Fifth: The testator nominated and appointed A. A. McCrary **Note:** this is probably Anderson A. McCrary, brother of Mary E. [McCrary] Becton] and Mary E. [McCrary] Becton, executor and executrix of his will. Codicil: The testator directed that his wife should never be allowed by his executor to rent any of the real estate to Negroes or cultivate cotton on any of the real estate. If she refused to comply, the executor was to take possession of the estate

for the use and benefit of the two children. The testator also directed that the executor not pay the \$300 to Hugh Young Becton as he was about to leave. If he remained until he was twenty-one, then the executor was to pay him \$300.

February 2, 1874, County Court: The will of W. J. Becton (deceased) was submitted for probate, was proven by subscribing witnesses and was recorded. A. [M.] McCrary and Mary E. Becton, the executor and executrix, renounced their right to qualify and Mary E. Becton, the widow of the deceased, dissented from the will and claimed her rights under the statutes. A. [Andrew] T. Harney was appointed administrator with the will annexed. Commissioners were appointed to set aside for Mary E. Becton, widow, provisions sufficient for one year.

February 4, 1874, County Court: B. M. Becton, guardian for H. Y. Becton, minor child of W. J. Becton (deceased) and minor heir at law of William Robb (deceased), made a settlement with the court.

October 8, 1874, County Court: Mary E. [McCrary] Becton, widow of W. J. Becton (deceased) et al vs George N. Becton, Thomas Cathey and wife, Jane [Becton] Cathey, et al. The testator left surviving him his widow, Mary E. [McCrary] Becton and the following children: George N. [Newton] Becton, a minor and Jane [Becton] Cathey, wife of Thomas Cathey. The testator died possessed of a tract of land containing 105 acres where he lived. The widow, due to her dissent from the will, was entitled to a homestead for the use of her and her child and to dower. The court appointed commissioners to set aside a homestead that was to be worth \$1000 and her dower from the remaining lands.

November 4, 1874, County Court: The commissioners set aside almost 163 acres for the widow's homestead and almost 13 acres for her dower.

November 10, 1876, County Court: A. [Andrew] T. Harney made an estate settlement with the court that showed there was no personal property besides that allowed the widow, that all debts had been paid and there were no solvent notes due.

Rutherford Co., TN Marriage records: William J. Becton married Mary Y. Robb on May 26, 1827. W. J. Becton married Mary E. McCrary on September 7, 1863. Mrs. Mary E. Becton married George Kelton on December 16, 1874. Thomas Cathey married Jane Becton on January 27, 1874.

Gibson Co., TN Marriage records: W. J. Becton married Elizabeth McGill on January 11, 1855.

1850 census, Gibson Co., TN, Dist. 2: W. J. Becton, 43, farmer & pedlar; Mary Becton, 41; Eliza Becton, 21; William Becton, 17; Samuel Becton, 13; Jane Becton, 11; Joseph Becton, 9; Benjamin Becton, 7; Lucius Becton, 4; Virginia Becton, 1

1860 Census, Rutherford Co., TN, Youree's Dist.: W. J. Becton, 53; Elizabeth Becton, 32; M. J. Becton (f), 13; Delitha Becton, 5; Arthur Becton, 2; J. M. Becton (m), 5/12; Joseph Becton, 19; B. M. Becton, 16; Lucious Becton, 13; Virginia Becton, 11; Martha Becton, 9; H. Y. Becton, 7.

1870 Rutherford Co., TN Census, Dist. 23 (Yourees): William J. Becton, 62; Mary Becton, 40; Jane Becton, 14; Newton Becton, 11.

85. Belcher, Mrs. Died before January 4, 1875, intestate.

January 4, 1875, County Court: W. E. & A. [Albert] B. Jones were allowed \$2 for a shroud for Mrs. Belcher, a pauper.

1870 Rutherford Co., TN Census, Dist. 15 (Valley): Nan Dunnaway, 52 housekeeper; Maria Belcher, 58; William Jacobs, 24; Lockie Jacobs, 26; W. J. Jacobs, 3 (m); James W. Jacobs, 2; N. J. Jacobs, 7 months (f).

86. Bell, Elizabeth "Lizzie" [Major] Died August 25, 1865, intestate.

Note: Wife of Robert F. Bell.

November 18, 1879, Circuit Court: T. [Thomas] B. Fowler & wife, Sarah J. [Major] Fowler, R. F. Bell and Katy Bell, ex parte. The deceased was the mother of Kate Bell who was over fourteen years of age. At the time of the deceased's death, Kate Bell had been only six or eight weeks old. Sarah J. Fowler, sister of the deceased, took charge of the infant with consent of the father. From that time till date of hearing, Kate Bell had been a member of the Fowler household and they provided for her in all aspects and educated her all at their own expense. They had no other children. The petitioners prayed that the arrangement be formalized and that the Fowlers be allowed to adopt Kate Bell and change her name to Kate Bell Fowler. The court agreed and issued a decree changing Kate Bell's name to Kate Bell Fowler.

Rutherford Co., TN Marriage records: Robert F. Bell married Susie E. Neal on October 4, 1854. Robert F. Bell married Elizabeth Major on November 10, 1856.

1860 Rutherford Co., TN Census, Dist. 9 (Sulphur Springs): R[obert] F. Bell, 36 Smith; E[lizabeth] Bell, 32; W. Bell, 3 (m).

1880 Rutherford Co., TN Census, Murfreesboro: T. B. Fowler, 42 Clerk; S. J. Fowler, 38 (f); Katie Bell Fowler, 15.

Evergreen Cemetery, Murfreesboro: Robert F. Bell, died September 25, 1901, aged 78 yrs. Lizzie Major Bell died August 25 1865, daughter of Capt. William & Gartre Major and wife of R. F. Bell.

87. Bell, Hannah E. [Mathis] vs Joseph Bell – Divorce [suit dismissed]

July 12, 1870, Circuit Court: With consent of the court, the plaintiff dismissed her petition and agreed to pay all associated costs.

Rutherford Co., TN Marriage records: Joseph T. Bell married Hannah E. Mathis on July 8, 1851.

1870 Rutherford Co., TN Census, Dist. 22 (Browns Mill): Joseph Bell, 37; Hannah Bell, 36; John Bell, 13; James Bell, 11; Mary Bell, 14; Silas Bell, 16; Susan Bell, 7; William Bell, 5; Joseph Bell, 2.

88. Bell, James Died before August 7, 1865, intestate. [Cont'd from Vol. III].

April 5, 1875, County Court: Susan [Farmer-Bell] McKee [widow of the intestate] was appointed guardian for Elizabeth Bell and Francis L. Bell, minor children of James Bell (deceased).

March 5, 1878, County Court: Susan [Farmer Bell] McKee, guardian of Elizabeth Bell and Francis L. Bell, minor heirs of James Bell (deceased), made a settlement with the court.

Rutherford County Marriage records: James Bell married Susan Farmer on August 3, 1839. Ambrose McKee married Mrs. Susan Bell on April 3, 1869. R. P. Williford married Mrs. Susan E. McKee on December 15, 1875.

89. Bell, Mrs. J. F. Died before July 1, 1872, intestate.

July 1, 1872, County Court: B. R. Bivins was allowed \$3.50 for burial clothes for Mrs. J. F. Bell (deceased).

90. Bellenfant, Jane M. [Scales] Died 21 November 1874, intestate.

Note: Widow of John Bellenfant who died April 2, 1867 – see below.

February 1, 1875, County Court: The court noted the death of Jane M. Bellifant and appointed Joseph W. Bellifant as administrator of her estate.

March 3, 1875, County Court: The administrator of the estate presented an inventory of the personal property belonging to the estate which was exclusively notes due.

November 7, 1877, County Court: J. W. Bellenfant, administrator of the estate, made a final estate settlement with the court.

Rutherford Co., TN Marriage records: John Bellenfant married Jane Scales on April 8, 1819.

Absalom Scales Cemetery, Rocky Glade Rd.: John Bellenfant, 1 Jan 1795 - 2 Apr 1867, and wife, Jane M. [Scales] Bellenfant, 11 Dec 1800 - 21 Nov 1874.

91. Bellenfant, John Died April 2, 1867, intestate. [Cont'd from Vol. III].

Note: Jane M. [Scales] Bellenfant, widow (see above). Nicholas D. Bellenfant was appointed administrator.

April 6, 1875, County Court: John Bellenfant, Joseph Bellenfant, John W. Seay and wife, Nancy [Bellenfant] Seay, John Anderson and wife, Charlotte "Charlie" [Bellenfant] Anderson, Emmett Campbell and wife, Volucia [Winn] Campbell, vs Absolum Bellenfant and Nick Bellenfant of Bedford County; Charlotte Winn, a minor of Williamson County. The petitioners sought the appointment of commissioners to partition the dower land of their mother among the children and heirs of John Bellenfant (deceased). Absolum Bellenfant and Nick Bellenfant had not appeared in court to answer or demur to the petition and the court ordered the petition was to be taken as confessed as to them. John Bellenfant had died April 2, 1867. The widow's dower had 218 acres and she had since died. The following owned shares of the dower to wit: #1, John Bellenfant, son, one share. #2, Joseph Bellenfant, son, one share. #3, John W. Seay and wife, Nancy [Bellenfant] Seay, daughter, one share. #4, John Anderson and wife, Charlotte [Bellenfant] Anderson, daughter, one share. #5, [Henry] Emmett Campbell and wife, Volucia [Winn] Campbell, and minor, Charlotte Winn, together one share. Volucia Winn and Charlotte Winn were daughters of Lucy [Bellenfant] Winn, daughter of intestate. #6, Absalem Bellenfant, son, one share. #7, Nick Bellenfant, son, one share. Commissioners were designated to make the partition.

June 7, 1875, County Court: Commissioners reported partition of the land among the heirs as follows: #1, Absolem Bellenfant, 35 acres. #2, Volucia [Winn] Campbell and her sister, Charlotte Winn, heirs of Lucy Winn, jointly, 36 plus acres with some buildings. #3, Nickolas D. Bellenfant, 25 acres. #4, John Anderson and wife, Charlotte [Bellenfant] Anderson, 24 plus acres. #5, Joseph W. Bellenfant, 24 plus acres. #6, John W. Seay and wife, Nancy [Bellenfant] Seay, 33 acres. #7, John B. Bellenfant, 33 plus acres.

April 9, 1875 & November 21, 1876, County Court: J. W. Bellenfant, guardian for Charlotte Bellenfant, minor heir of John Bellenfant (deceased), made a settlement with the court.

Williamson Co., TN Marriage records: John Bellenfant married Jane Scales on April 8, 1819

Rutherford Co., TN Marriage records: E. [Ebenezer] P. Winn married Lucy Bellenphant on July 10, 1851. John W. Seay married Nancy D. Bellenphant on August 6, 1868. Henry E. Campbell married Volucia J. Winn on May 7, 1874. John C. Anderson married C. G. Bellenfant on August 7, 1872.

92. Bennett, Drury Died before December 7, 1874, testate.

Will dated April 28, 1871. Will probated December 7, 1874. 1st: The testator directed that all his debts and funeral expenses be promptly paid. 2nd: The testator gave to Emily Feggins [Fagan], his granddaughter, one bedstead, bed clothing and one trunk. 3rd: The testator gave to Harvey Feggins & William Feggins [Fagans], grandsons, \$100 each. He also gave Harvey Feggins [Fagans] his shotgun and accoutrements thereto. 4th: The testator gave to his son, Stephen Bennett, the remainder of the household and kitchen furniture after the specified articles were taken out. 5th: The testator willed to William Russell, grandson, \$25, all that he was to get. 6th: The testator gave his son, Stephen Bennett, his broodmare and her increase if there should be any. 7th: The testator gave his son, Stephen Bennett, all of his cattle and hogs. 8th: The testator gave his son, Stephen Bennett, all of his corn, wheat and hay on hand. 9th: The testator gave his son, Stephen Bennett, his farming utensils. The testator requested that if his wife, Elizabeth [Manier] Bennett, survived him, Stephen Bennett was to take special care of her and give her a decent burial at her death. 10th: The testator had sold and conveyed to Stephen Bennett, his son, all his real estate for \$712 cash in hand paid. This was for the work and labor in helping the testator raise an orchard and for taking care of his parents while they lived. He also paid the funeral expenses of all his siblings that died. The testator appointed D. D. Russell as executor.

December 7, 1874, County Court: The will of Drury Bennett (deceased) was presented for probate, was proven and recorded. D. D. Russell, the person nominated as executor, had died and G. R. Owen applied for and was appointed administrator with the will annexed. He gave bond for \$1600 with Chesley Williams and G. R. Owen as his securities.

March 3, 1875, County Court: G. R. Owen presented to the court the inventory of the estate of Drury Bennett (deceased) that consisted of notes due and household items.

February 17, 1882, Chancery Court: William Russell and of William Russel for the use of John W. Burton [**Note:** an attorney] and of John W. Burton vs Chesley Williams, executor of G. R. Owen (deceased) [**Note:** Greenberry R. Owen, 1 July 1812-18 July 1881, buried with wife, Mary E. Owen, 11 Oct 1814 - 10 Aug 1883 in Owen Cemetery, off Mt. Vernon Rd.] and Stephen Bennett, all of Rutherford County; William Cummings & wife, Emily, formerly Emily Feggins [Fagans], of Hickman County; Harvey Feggins [Fagans], of Obion County; William Feggins of Marshall County. Drury Bennett died in 1874, testate. G. R. Owen, the testator

of Chesley Williams (deceased), was appointed the administrator with the will annexed. He administered the estate and made a final settlement with the court on June 15, 1880 that showed he had \$513.79 that belonged to the heirs at law of Drury Bennett (deceased). The complainants charged that this sum had been paid to defendant, Stephen Bennett. William Russell, Stephen Bennett, Emily [Fagans] Cummings, Harvey Feggins [Fagans] and William Feggins [Fagan] were the only heirs at law of Drury Bennett (deceased). William Russell was the only child of a deceased daughter of the testator. Stephen Bennett was a son of the testator. Emily [Fagans] Cummings, Harvey Feggins [Fagans], and William Feggins [Fagans] were children of another deceased daughter of the testator. In his will, the testator made specific bequests but said nothing about disposing of assets that came into the hands of the administrator who died intestate in 1881. On January 3, 1882, William Russell conveyed his interest in the funds mentioned above to John W. Burton. The complainant prayed for a construction of the testator's will and a judgment against Chesley Williams and Stephen Bennett for the sum of money shown on the last settlement by G. R. Owens (deceased).
July 7, 1880, County Court: A final settlement of the estate of Drury Bennett (deceased) was presented in court.

Rutherford Co., TN Marriage records: William Russell married A. C. Manire on March 7, 1869.

Williamson Co., TN Marriage records: Drury Bennett married Elizabeth Manier on December 10, 1811. Thomas H. Fagan married America Bennett on February 12, 1849. George W. Russell married Nancy Bennett on June 24, 1839.

1870 Rutherford Co., TN Census, Dist. 8 (Murphy): Drury Bennett, 83 NC; Elizabeth Bennett, 82 NC.

Bennett Cemetery, Hwy 99 & Mt. Vernon Rd.: Drury Bennett, 1788 - 1874, & wife, Elizabeth Manier Bennett, 1789 - 1876.

93. Benson, John W. Died before July 1870, intestate.

Note: Son of G. Washington Benson - see below.

February 2, 1874, & August 3, 1881, County Court: James M. Dunn was appointed guardian and made a settlement with the court for Cynthia J. Benson, Ellen Benson, and Dovie J. Benson, minor children of John Benson (deceased).

1860 Rutherford Co., TN Census, Youree's Dist.: J. Benson, 26; Elizabeth Benson, 27; Sintha Benson, 5; M. E. Benson, 2.

July 7, 1870 Rutherford Co., TN Census, Youree's Dist: Elizabeth Benson, 37; Cintha Benson, 14; Margaret Benson, 11; [Sophronia] Benson (f), 9.

Rutherford Co., TN Marriage records: John W. Benson married Elizabeth A. Mitchell on February 21, 1855.

94. Benson, G. Washington Died between June 25-30, 1871, testate.

Will dated June 25, 1871. Will probated August 7, 1871. Executor: James M. Dunn. The testator willed all his personal and perishable possessions to his wife, Margaret [Dunn] Benson. After the death of his wife, all the property except 10 acres was to go to his daughter, Malissa Benson. The 10 acres was to be sold and the proceeds divided among the three children of Betsy (Elizabeth) [Mitchell] Benson, the widow of his son, John W. Benson, and were to be paid to them as they became of age. A daughter, Nancy P. [Benson] Pilkerton, had already received \$300 as her full share of the estate. John L. Dunn and John A. Dunn provided security for the executor.

November 25, 1871, County Court: James M. Dunn, executor of the estate, presented a sale list of the personal property.

February 4, 1874, County Court: The court made an estate settlement with James M. Dunn, executor of the deceased.

August 3, 1881, County Court: James M. Dunn, guardian for Cynthia J. Benson, Ellen Benson and Dovie J. Benson, minor children of John Benson (deceased) and heirs at law of Washington Benson (deceased), made a settlement with the court .

February 27, 1893, Chancery Court: L. B. Pilkerton and wife, Mary [Benson]; W. W. Wilson and wife, Martha [Benson]; J. N. Walkup and wife, Cynthia [Benson], all of Rutherford County and T. W. Pilkerton and wife, Nancy [Benson], of Dyer County; and John Wilson and wife, Sallie [Benson], of Tipton County; and J. W. Benson, a citizen of Indian Territory; and Lafayette Ring and wife, Lettie M. [Benson], of Obion County vs William Travis, a minor about 17 years old and Wilson Gum, his guardian, and Robert Travis, all of Rutherford County. Washington Benson died in June 1871. Mary [Benson] Pilkerton, Martha [Benson] Wilson, Nancy [Benson] Pilkerton, Sallie [Benson] Wilson, J. W. Benson and Lettie M. [Benson] Ring were children of testator. Cynthia [Benson] Walkup was the only surviving child of John W. Benson, a son of testator who died before his father. Cynthia [Benson] Walkup

had two sisters who died without having been married, and leaving no wills. Cynthia inherited from them any interest they had in the estate of the testator. William Travis was the only surviving son of Malissa [Benson] Travis, a daughter of the testator who died after her father. She left a will that bequeathed all her interest in her father's estate to William Travis. Robert Travis was in possession of the land as a tenant of the young Travis. The complainants argued that the construction of the will indicated that the testator had no land except the 10 acres when in fact he owned about 93 acres. They further argued that William Travis was not entitled to anything more under the will than the balance of the legatees and that they all should be made equal. Testator's wife, Margret [Dunn] Benson, had occupied all of her husband's property until her death in 1892. After her death, Wilson Gum, had taken possession of all the land except the ten acres mentioned in the will and was holding it for his ward, William Travis. Wilson Gum rented the property to Robert Travis who was in possession of the property and was threatening to cut valuable cedar timber for the purpose of paying rent. The complainants prayed for an injunction to prevent the cutting of timber pending a hearing on the construction of the will. During his lifetime, Washington Benson [deceased] had advanced all his children except Malissa [Benson] Travis \$300. The complainants prayed to have all the land sold and William Travis made equal out of the proceeds and the balance divided equally. They added that the tract was too small to be partitioned. The complainants offered that if they were mistaken about the construction of the will, then the ten acres should be sold and the proceeds divided equally among those entitled. In a deposition, one of the testator's neighbors valued the land at about \$2.00 an acre.

July 28, 1896, Chancery Court: The Clerk & Master filed a report of sale of the 10-acre tract which brought \$40.

Rutherford Co., TN Marriage records: Washington Benson married Margaret Dunn on September 16, 1833. Thomas W. Pilkinson married Nancy P. Benson on April 3, 1860. John W. Benson married Elizabeth A. Mitchell on February 22, 1855. M. [Matthew] L. Ring married Letty M. Benson on December 3, 1856. William Wilson married Martha Ann Benson on October 25, 1855. L. B. Pilkerton married Mary L. Benson on July 4, 1866. Jonathan Walkup married Cynthia Benson on December 5, 1878.

1850 Rutherford Co., TN Census, Youree's Dist.: Washington Benson, 37 NC; Margaret Benson, 30; John Benson, 16; William I. Benson, 14; Martha Benson, 11; Letty M. Benson, 9; Nancy P. Benson, 4.

1860 Rutherford Co., TN Census, Youree's Dist.: W. Benson, 50; M. K. Benson (f), 46; Sarah Benson, 17; Mary Benson, 9; Lisma Benson, 5.

1870 Rutherford Co., TN Census, Dist. 23 (Youree's): Washington Benson, 57; Margaret Benson, 55; Melissa Benson, 14.

95. Betty, Laura [Miller] vs W. F. M. Betty – Divorce [twice]

Note: Rutherford County, TN Marriage records: Col. W. F. M. Betty married Laura Miller on October 19, 1869. W. F. M. Betty remarried Laura Betty on November 6, 1873.

March 17, 1873, Circuit Court: The couple married in August 1867 in Rutherford County. The court found the defendant guilty of cruelty and issued a decree of divorce. The plaintiff was given custody of her child.

April 28, 1873, Chancery Court: Laura [Miller] Betty had obtained a divorce from her husband at the March term 1873 of the Circuit Court of Rutherford County. It was agreed as a settlement that Laura [Miller] Betty would recover the sum of \$3000 with interest of ten percent from October 1, 1872. The amount would fully discharge two notes mentioned in the bill and made by him. Laura [Miller] Betty was to keep and support her child, Alfred Betty, and was to pay all his expenses without charge to W. [Willie] F. M. Betty and to do so until his majority.

June 6, 1874, Chancery Court: Laura M. [Miller] Betty vs W. F. M. Betty. An injunction to prevent the complainant from cutting timber was dissolved and she was allowed to take possession of and use or dispose of the timber after giving a \$500 bond. The defendant was ordered to pay to the Clerk & Master \$30 per month for the complainant's support. E. [Erasmus] D. Hancock, administrator de bonis non of Alfred Miller (deceased) **Note:** Father of Laura [Miller] Betty who died June 24, 1867 - see Vol. III) was directed to pay the complainant her distributive share of any money in his hands.

October 28, 1874, Chancery Court: Laura M. [Miller] Betty vs W. F. M. Betty. The defendant had not paid his alimony and owed her \$182. The complainant was to recover that amount from the defendant.

June 2, 1875, Chancery Court: The court declared that the complainant was not entitled to a divorce and refused her application. The court ruled that the complainant was entitled to recover of the defendant \$3705, the amount of notes used by him to pay for land he purchased from one Dejarnette. The defendant was given ninety days to pay the sum or the Dejarnett tract was to be auctioned off. The court removed her husband as trustee and appointed the Clerk & Master to act as such until a new trustee could be appointed. She would not be required to return to the home of her husband and would support herself and her children out of the trust fund embraced in the marriage settlement.

March 29 & 30, 1876, Circuit Court Enrolling Docket #8, pg.25: W. F. M. Betty obtained a divorce from Laura Betty for desertion. This was the second divorce for this couple.

May 26, 1876, Chancery Court: Laura [Miller] Betty vs W. F. M. Betty and others. The Clerk & Master advertised and offered at auction a tract of land containing 197 acres and a 31 acre tract of cedar land. Mrs. Laura [Miller] Betty became the purchaser for \$3797.99, that being the amount of her debt and interest and \$74.47 in commissions. The court noted that in April 1875, the couple had divorced in Rutherford County Circuit Court. A fee was allowed to the guardian ad litem for the minors of W. F. M. Betty to wit: Josephine R. Betty; Willie F. M. Betty and Ben R. Betty.

August 20, 1877, Chancery Court Enrolled Cases #8, pg. 208: Laura M. [Miller] Betty vs W. F. M. Betty. She had received a decree of divorce in March 1876. At the time of the divorce, the plaintiff had been suing her husband to get certain property, notes and cases in action that she alleged her husband had wrongfully converted to his own use. After the divorce, the two had reached a compromise whereby the defendant would confess to owing her a certain amount of money and the decree was rendered. In February 1874, the defendant had given a mortgage to W. H. Brown on two tracts of to secure to the plaintiff any indebtedness that might be found against him. Under terms of the contract, the Clerk & Master was to sell the land and her judgment against her husband was to be bid on it and he was to have to years to redeem the land. No writ of possession was to be awarded until the end of two years but he surrendered possession and became her tenant for \$250 annual rent. The place was to be kept up and no timber was to be cut or used from the place. The defendant had cut a large amount of the best timber and hauled to town about 500 cords of wood and had made no accounting of the proceeds. She asked the court to enjoin the defendant from further logging and to award her \$1000 for the timber and \$500 for damages to the property.

November 19, 1879, Circuit Court: Mrs. Laura [Miller] Betty vs J. T. Sanders and A. M. Robinson and A. H. Sanders. Mrs. Betty had obtained a judgment of \$235 against the defendants. A scire facias was issued for collection.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 3: W. F. M. Betty, 33 Lawyer; Laura Betty, 29 (the couple was living with N. C. Miller and family.)

Miller-Ransom Cemetery: Laura M. Betty, 1840-1915, daughter of Alfred & Narcissa Miller; Alfred M. Betty, 1870-1903.

96. Betty, Mark (colored) Died before April 1, 1872, intestate.

April 1, 1872, County Court: The court noted the death of Mark Beaty (colored) and appointed G. J. Harris as administrator of the estate. J. C. Harris provided part of the security.

May 7, 1872, County Court: G. J. Harris, administrator, submitted a list of items sold at public auction.

May 7, 1872, County Court: Commissioners were to set apart for Lillie Betty (colored), widow, support for one year.

June 29, 1872, County Court: G. J. Harris, administrator of the deceased's estate, presented an inventory of the estate that consisted solely of accounts due, all less than \$50.

1870 Rutherford Co., TN Census, Dist. 9 (Sulphur Springs): (all Black) Mart Betty, 36; Lilly Betty, 21; Joseph Betty, 5; Emma Betty, 4; Harriett Betty, 2.

97. Betty, Sophia [Rucker] Died on or about March 15, 1866, intestate.

December 28, 1878, County Court: Hogatt C. Drake & wife vs Willie F. M. Betty and Benjamin R. Betty. Benjamin Rucker, Sen. had died on or about January 30, 1866, testate. Hogatt C. Drake married Josephine R. Betty on June 12, 1878. Josephine was the daughter of the Benjamin Rucker, Sen. Sophia [Rucker] Betty, [also a daughter of Benjamin Rucker, Sen.], wife of W. F. M. Betty (deceased). Sophia [Rucker] Betty had died on or about March 15, 1866. W. [Willie] F. M. Betty was attending the Greenwood Seminary near Lebanon in Wilson County. The petitioners again asked to have their share of the real estate of their mother set apart for them.

Rutherford Co., TN Marriage records: H. C. Drake married Josie R. Betty on June 10, 1878. W. F. M. Betty married Sophia B. Rucker on October 12, 1859. Col. W. F. M. Betty married Laura Miller on August 19, 1869. W. F. M. Betty married Laura Betty on November 6, 1873. **Note:** Laura Miller and Laura Betty were the same person. She married and divorced him twice.

1850 Rutherford Co., TN census, Murfreesboro: William R. Rucker, M.D., 58 VA; Susan Rucker, 48; Joanna L. Rucker, 25; Sarah Rucker, 20; Susan Rucker, 13; William Rucker, 12; Joseph Rucker, 10; Elizabeth Black, 7; Ann E. Rucker, 18; Mary Rucker, 13; Josephine Rucker, 11; Sophia B. Rucker, 10 **[Note:** William R. Rucker and Benjamin Rucker were brothers].

1860 U. S. Census, Warren Co., TN: W. F. M. Betty, 29 Lawyer; Sophiah Betty, 30.

98. Bilbro, Lucy (colored) Died October 1859, unknown.

Rutherford Co., TN US Census Mortality Schedules: Lucy Bilbro (colored), 19, slave, house servant, died October 1859 "of neuralgia".

99. Billings, James Apprentice.

January 3, 1876, County Court: C. [Caleb] W. Todd prayed the court to bind to him after the manner of an apprentice a white boy, James Billings, and 6 years old. The request was granted after he posted a \$250 bond.

100. Binford, Zeb (colored) Died January 1860, unknown.

Rutherford Co., TN US Census Mortality Schedules: Zeb Binford (colored), 68, died January 1860. He had been born in Virginia and was a blacksmith. He died of palsy.

101. Bingham, Elihu H. Died between April 24, 1873 and October 6, 1873, testate.

Will dated April 24, 1873. Will probated October 6, 1873. First: The testator requested that his body be decently interred. Second: The testator wished his funeral expenses and just debts to be paid out of his estate. Third: The testator donated to the dead the plot of land known as the Cooper grave yard. Fourth: The testator gave to his wife, Mary [Lisenby] Bingham, all his estate both real and personal after his just debts were paid to be hers and under her control during her lifetime. Upon her death the estate was to be sold and the proceeds equally divided among his lawful heirs to wit: Samuel S. Bingham's children, one heir; Elizabeth W. [Bingham] McCulloch, one heir; R. [Robert] B. Bingham, one heir; Margaret H. [Bingham] Freeman's children, one heir; Susan B. [Bingham] Powell, one heir.

October 6, 1873, County Court: The will of Elihu H. Bingham (deceased) was presented for probate, was proven and recorded. Mrs. Mary [Lisenby] Bingham, widow of the testator, was appointed administrator with the will annexed and gave bond for \$5000.

September 25, 1875, County Court: S. G. Miller, agent for Mrs. Mary [Lisenby] Bingham, administratrix with the will annexed of E. H. Bingham (deceased), made an estate settlement with the court. There was a balance due the estate of \$1350.33.

October 6, 1875, County Court: Mary [Lisenby] Bingham petitioned the court for permission to resign as administratrix. The children and heirs of Elizabeth [Bingham] McCullough and of Samuel S. Bingham (deceased) as well as William Powell and wife were residents of Arkansas. The court ordered the case published for four weeks requiring them to attend court during the November session.

November 1, 1875, County Court: Mary [Lisenby] Bingham had made an estate settlement with the court and was ready to pay the balance of the estate in her hands. The court accepted her resignation and appointed Robert B. Bingham as administrator de bonis non with the will annexed.

March 9, 1876, County Court: The executor of the estate presented an inventory and sale list of the estate to the court.

June 26, 1880, County Court: G. W. McMurray vs Robert Bingham. Robert B. Bingham had never made any settlements with the court and John Claxton, one of his securities, had died; J. P. Kelley, another security was totally insolvent and the petitioner wanted to be relieved of his responsibilities as security as the administrator had not been administering the estate correctly.

Rutherford Co., TN Marriage records: Elihu H. Bingham married Mary Lisenby on April 18, 1823. Thomas R. Freeman married Margaret H. Bingham on March 31, 1852. Robert J. Powell married Susannah B. Bingham on September 27, 1852. Henry McCulloch married Elizabeth Bingham on September 3, 1846.

1850 Rutherford Co., TN Census, Millersburgh: Elihugh Bingham, 50 NC; Mary Bingham, 45; Samuel Bingham, 26; Robert Bingham, 22; Margaret Bingham, 19; Susanna Bingham, 16.

1870 Rutherford Co., TN Census: Elihu Bingham, 72 NC Farmer; Mary Bingham, 64 NC.

102. Bivins, Dave (colored) Died before October 2, 1871, unknown.

October 2, 1871, County Court: J. L. McKnight received \$8 for a coffin and burying Dave Bivins (colored).

1870 U. S. Census, Bedford County, TN: [all Black] Dave Bivins, 25; Olmar Bivins, 36; Katie Bivins, 23.

103. Bivins, James Died June 1859, intestate [Cont'd from Vols II & III].

Note: Widow, Docia Bivins [Marriage record: James Bivins married Leodocia Brashears on 29 January 1820.]

August 7, 1876, County Court: Jesse Brashear, administrator of the estate, made a final estate settlement with the court. The estate owed the administrator the sum of \$2925.93 that was fully paid by the heirs of James Bivins (deceased).

Rutherford Co., TN US Census Mortality Schedules: James Bivins, 64, born in NC, died in June 1859 of consumption.

104. Bivins, Lewis M. S. Died in October, 1876, testate.

Note: Son of Lewis Bivins who died February 1864 [see Vol. III].

Will dated August 14, 1876. Will presented for probate November 8, 1876. First: The testator gave what money he had, notes and a two horse wagon to pay his funeral expenses and just debts. Second: The testator gave his wife, Elizabeth S. [Zumbro] Bivins, during her natural life, his undivided interest in a tract of land described as his old homestead. She is to have complete possession to assist her in raising his little children to wit: Sarah C. Bivins, Laura F. Bivins, John L. Bivins, Mary Lee Bivins, and Walter M. Bivins. If his wife should die before the youngest became twenty-one, the land was not to be sold before the youngest became twenty-one. When the land was sold, the proceeds were to be divided equally among the five previously listed children and Martha P. [Bivins] Hall. The testator willed Medora [Bivins] Early \$5 as he had already given her a full share of the estate. Third: The testator gave his wife a black mare, a sorrel horse, four head of cattle, eleven head of sheep, household and kitchen furniture and all the farming utensils. Fourth: The testator nominated his brother, B. R. Bivins to be his executor.

December 1, 1876, Chancery Court: Jesse Early & wife, Medora [Bivins] Early vs Elizabeth [Zumbro] Bivins; Lambert Hall & wife, Martha P. [Bivins] Hall; and Sarah C. Bivins, Laura F. Bivins, Mary Lee Bivins, John L. Bivins and Walter M. Bivins, minors. L. M. S. Bivins died in October 1876. He left a widow, Elizabeth [Zumbro] Bivins, and Medora [Bivins] Early and the remaining defendants were his children. The testator nominated his brother, B. R. Bivins, as his executor but he refused to qualify. Medora [Bivins] Early, wife of Jesse Early, and Martha P. [Bivins] Hall, wife of Lambert Hall, were the children of Elizabeth [Thompson] Bivins (deceased), a former wife of the deceased who was a daughter of Jesse Thompson (deceased) and a devisee under the will of her father. The will of Jesse Thompson (deceased) bequeathed to Elizabeth, mother of complainant, Medora [Bivins] Early, and defendant Martha P. [Bivins] Hall, a tract of land containing 100 acres. After the death of their mother, L. M. S. Bivins held possession of this tract of land as tenant by the courtesy and rented out the land for 1876. The complainant alleged that one-half of this tract was hers and she was entitled to have the tract partitioned. In July 1876, L. M. S. Bivins had traded a tract of 30 acres to Lambert Hall and his wife, Martha P. [Bivins] Hall, for their undivided interest to the 100 acre tract with the agreement that Martha P. [Bivins] Hall would execute a deed to L. M. S. Bivins when she turned twenty-one. The complainant asked the court to rule on the legality of this agreement. In his will, the testator bequeathed his undivided interest in the tract of 100 acres to his wife during her natural life and after her death when all of his children were of age, his undivided interest was to be sold and proceeds divided equally among six of his children. Medora [Bivins] Early was to receive only \$5. The complainant alleged that if the deed to Martha P. [Bivins] Hall was declared null and void, the complainant would be entitled to a share in the 30-acre tract which after assignment of dower to his widow should be partitioned into seven shares. The complainants prayed that the Clerk & Master be assigned as a receiver to collect the rents and that a guardian ad litem be appointed for the minor defendants. The widow of the deceased responded that Jesse Thompson had given L. M. S. Bivins and his wife an absolute deed to the property before he died. She urged that the court recognize the transaction between her husband and Martha P. [Bivins] Hall and husband. February 5, 1877, County Court: B. R. Bivins came into court and renounced his right to qualify as executor. Mrs. Elizabeth [Zumbro] Bivins applied for and was given letters of administration with the will annexed.

November 11, 1879, Circuit Court: Court divested title to 26 acres of the 100-acre tract from Elizabeth [Zumbro] Bivins, widow; and his minor children and of Lambert Hall and wife, Martha P. [Bivins] Hall, and vested title in Mrs. Medora [Bivins] Early. The remaining 64 acres was vested in the widow and the minor children, with the limitations and restrictions of the testator's will.

Murfreesboro News, October 17, 1860: Elizabeth C. Bivins, age 32 years, wife of L. M. S. Bivins, died 30 September 1860.

Who's Who in Tennessee, 1911: John Louis Bivins, of Hillsdale, TN, born in Rutherford Co., 29 Oct 1873, son of Louis & Elizabeth (Zumbro) Bivins. Married 24 Aug 1904, Lena F. Taylor.

Rutherford Co., TN Marriage records: Lewis M. S. Bivins married Elizabeth Thompson on November 16, 1848. [Note: The marriage of Lewis M. S. Bivins and Elizabeth Zumbro probably married ca 1862, could not be found]. L. C. Hall married Martha P. Bivins on May 26, 1872. Jesse Early married Medora Bivins on April 25, 1866.

1850 Rutherford Co., TN Census, Fox Camp Dist.: L. M. Bivins, 31; Elizabeth Bivins, 20; Medora Bivins (b. ca Feb 1850).

1860 Rutherford Co., TN Census, Fox Camp Dist.: L. Bivins, 40; E. C. Bivins (f), 30; M. O. Bivins (f), 10; M. P. Bivins (f), 3.

1870 Rutherford Co., TN Census, Dist. 18 (Fox Camp): Stokes Bivins, 50; Elizabeth Bivins, 30; Jenerva Bivins, 12; Martha Bivins, 12; Sarah Bivins, 7; Laura Bivins, 5; Mary Bivins (b. Mar 1870); Ann Bivins, 82 NC.

1880 Rutherford Co., TN Census, Dist. 23 (Youree's): Elizabeth Bivins, 39; G. A. Bivins (dau), 22; S. C. Bivins (dau), 15; L. F. Bivins (dau), 14; M. L. Bivins (dau, 10; J. L. Bivins (son), 7; Walter Bivins, 4.

105. Black, Hanibal, Sr. (colored) Died between May 15, 1874 and September 7, 1874, testate.

Will dated May 15, 1874 and probated September 7, 1874. First: The testator directed that his funeral expenses and all his debts be paid as quickly as possible. Secondly: The testator bequeathed all the balance of his personal property that remained after paying his debts to be divided equally among his family to wit: Eliza [Garrett] Black, wife; Harris Black, son; Hanibal Black Jr., son; Oshen Black, son; Susan [Black] Gooch, daughter; and Joseph Black, son. Thirdly: The testator devised to his son, Joseph Black, one-half of the lands and one-half of the improvements thereon.

September 7, 1874, County Court: The will of Hanibal Black (deceased) was presented to the court for probate, was proven and recorded. The testator did not nominate an executor so Horace Black Jr. (probably Hanibal Black Jr.) applied for and was appointed administrator with the will annexed.

March 3, 1875, County Court: The executor of the estate presented an inventory of the deceased's estate to the court. The inventory listed a few animals and some farming utensils.

October 8, 1881, County Court: A final settlement of the estate was presented in court.

Rutherford Co., TN Marriage records: Hanable Black (colored) married Elizabeth Garrett (colored) on January 2, 1867. Richard Gooch (colored) married Susan Black (colored) on February 5, 1873.

106. Black, Rufus (colored) vs Martha [Crawford] Black (colored) – Divorce

March 15, 1872, Circuit Court: The couple married in 1865. The defendant was with child at the time of the marriage and had been unchaste since their separation having several additional children. Decree of divorce issued.

Rutherford Co., TN Marriage records: Rufus Black (colored) married Martha Crawford (colored) on August 29, 1865.

107. Blackman, James A. Died May 1, 1858, intestate [Cont'd from Vol. II & III].

September 9, 1875, County Court: W. [William] G. Dorris, guardian for Jimmie Blackman, minor heir of A. J. Blackman (deceased), made a final settlement with the court.

Blackman Cemetery, Vaughn Rd.: James Blackman [son of Alfred & Elizabeth Blackman], 25 Dec 1830 - 1 May 1858.

Davidson Co., TN Marriage records: James Blackman married Sally [Sarah C.] Dorris on January 21, 1858.

108. Blackman, Alfred Died June 29, 1872, testate.

Will dated November 25, 1870. Will probated July 3, 1872. Hillery O. Blackman and William B. Lillard, executors. The testator charged his executors with dividing the balance of his money after reserving \$200 to pay two good preachers to conduct his funeral, his wife's, his mother's and children that were all buried on his graveyard together. The testator wished the preachers to preach two days for them. The preachers were to be of his denomination, aged and experienced. The testator named his heirs as follows to wit: First heir: the children of Ollin M. Blackman's daughter Ellen [Blackman] Royal wife of Robert Royal, are Jenny [Eugenia] Royal and Robert Royal [Jr.]. Second heir: Raiford C. Blackman. Third heir: Lazarus Blackman's three children; Alfred Blackman, Elizabeth Blackman and Martha ("Mattie") Blackman. Fourth heir: Hillery O. Blackman. Fifth heir: James A. Blackman's daughter, Jimmie Blackman. Sixth heir: Julia [Blackman] Howse, [widow of Hezekiah Howse]. Seventh heir: Delia

[Blackman] Lillard. Eighth heir: Sarah Jane [Blackman] McLean's four children: Alfred McLean, Charles McLean, Julia McLean and Sally McLean. Ninth heir: Mary [Blackman] Harding. Tenth heir: Temperance [Blackman] Fanning's son, William Fanning, when he turned twenty-one. If he did not reach twenty-one, the money was to be divided by the other heirs.

January 1, 1873, County Court: William B. Lillard and H. O. Blackman, submitted an inventory of the assets of the estate.

January 7, 1873, County Court: R. [Raiford] C. Blackman; Julia A. [Blackman] House, widow of Hezekiah House (deceased); Giles S. Harding & wife, Mary H. [Blackman] Harding; W. [William] B. Lillard & wife, Delia E. [Blackman] Lillard; 4 children of Granderson McLean and wife, Sarah J. [Blackman] McLean: Julia A. [McLean] Smith, widow of William W. Smith; Alfred B. McLean; Charles L. McLean; Sarah J. [McLean] Hill wife of James J. or W. Hill; and 3 children of Lazarus Blackman (deceased) R. R. Hall and wife, Celia E. [Blackman] Hall; Martha Blackman and Alfred Blackman vs Robert Royal and Eugenia "Jennie" Royal, minor children of Robert Royal and wife, Ellen [Blackman] Royal; Willie Fanning, minor child of A. J. Fanning and wife, Temperance [Blackman] Fanning, of Davidson Co., and Jimmie Blackman, a minor child of James Blackman (deceased). Commissioners partitioned the land of H. [Hillery] O. Blackman (deceased) into 9 shares and assigned to the respective heirs.

November 25, 1874, Circuit Court: William B. Lillard, executor of Alfred Blackman (deceased) vs George Batey and James Brittain, administrator of A. [Allen] G. Gooch (deceased 1865), see Vol. III. The court found for the plaintiff in the amount of \$2466.55 balance of debt plus \$544.85 interest. The plaintiff was to recover from the defendants the total amount plus court costs.

December 31, 1874, County Court: W. [William] B. Lillard, surviving executor of the deceased, made an estate settlement with the court. There was a balance due the estate from the executor of \$10,501.81.

March 3, 1875 & June 9, 1875, County Court: W. [William] B. Lillard, surviving executor of Alfred Blackman (deceased), made an estate settlement with the court.

June 4, 1877, June 9, 1880, County Court: H. O. Blackman and W. [William] B. Lillard, executors of Alfred Blackman (deceased), were both dead. Since the estate had not been fully administered, A. J. Fanning was appointed administrator of the estate.

November 19, 1877, Circuit Court: W. B. Lillard, executor of A. Blackman (deceased) vs George Batey and James Brittain, administrators of A. G. Gooch (deceased). W. [William] B. Lillard, executor of A. Blackman (deceased), had on November 25, 1874 obtained a judgment against the defendants for \$3011.40 debt and \$11.55 in court costs. The judgment had not been satisfied. The defendants did not appear to defend themselves. The court issued an execution against the goods and chattels and rights and credits of A. G. Gooch (deceased) in the hands of the administrators to be administered.

January 10, 1878, County Court: Robert Royal and Jenny Royal were minors who owned an estate they inherited from their grandfather, Alfred Blackman (deceased). The court appointed the Public Guardian to manage their estate.

February 2, 1878, Chancery Court: Robert D. Jamison, administrator of William B. Lillard (deceased) and others vs all the heirs of the deceased, and others. It was noted that Julia [McLean] Smith had died and bequeathed all of her property to Sallie J. [McLean] Hill. Hillary O. Blackman had also died, unmarried and intestate. Jennie Royal and Robert Royal were identified as great niece and nephew of H. O. Blackman (deceased)

Undated, Tennessee Supreme Court: R. [Robert] D. Jamison, administrator of William B. Lillard et al vs M. Lillard. The court stated that William B. Lillard (deceased) in his lifetime as surviving executor of Alfred Blackman (deceased) had paid to C. L. McLean and Elizabeth Harding \$.36 and \$32.73 respectively above their respective shares. Robert Royal and Jennie Royal, now Butler, had not received any part of their shares and partial payments were made to other legatees. As of May 14, 1880, there was due to said legatees the following sums to wit: to Robert Royal & Jennie [Royal] Butler, \$2024.88, one-half each; to Raiford C. Blackman, \$515.35; Julia [Blackman] House, \$77.54; Julia A. [McLean] Smith, \$128.29; James J. Hill & wife, Sallie [McLean], \$128.29; A. V. McLean, \$.74; W. A. Fanning, \$599.37; James F. Byrn and wife, Jimmie [Blackman], \$382.97; R. R. Hall and wife, \$157.51; Samuel Buchanan and wife, Mattie [Blackman] \$157.44; and A. W. Blackman, \$157.57. A. J. Fanning, administrator de bonis non of Alfred Blackman (deceased) had about \$3000 of undistributed assets and the court ruled that he should pay out as a prorata so as to equalize as nearly as possible the unpaid legatees with the paid legatees. Interest was due on the above sums. A. J. Fanning was instructed to pay all the assets in his hands into the office of the Clerk & Master who would pay all legal fees before making the prorata distribution. It was also noted that a chancellor had decreed a judgment on May 14, 1880, for \$4060.30 which together with interest amounted to \$4973.83. The judgment was in favor of the above legatees plus Giles S. Harding and wife, Mary [Blackman], and was to be paid from the first assets of the estate that came into the administrator's hands and was to be distributed as follows: Jennie [Royal] Butler and Robert Royal, one share, one-half to each; Mary [Blackman] Harding, one share; Samuel Buchanan and wife, Mattie [Blackman], R. R. Hall and wife, Elizabeth [Blackman] and Alfred W. Blackman, one share, one-third to each; R. C. Blackman, one share; Julia [Blackman] House, one share; J. F. Byrne and wife, Jimmie [Blackman], one share; Julia A. [McLean] Smith, James W. Hill and wife, Sallie J [McLean], Alfred V. McLean & Charles L. McLean, one share, one-fourth to each and W. A. Fanning, one share.

November 29, 1878, Circuit Court: A. J. Fanning, administrator de bonis non of Alfred Blackman (deceased) vs George Batey and James Britton, administrators of A. G. Gooch (deceased). W. [William] B. Lillard had recovered a judgment of \$3011.46 plus costs against the defendants. The court had revived the judgment in favor of A. J. Fanning, administrator de bonis non with the

will annexed on November 19, 1877. An execution had been delivered to the sheriff. It was levied on a tract of three hundred acres where George Batey lived as the estate of A. G. Gooch (deceased) had no assets.

April 16, 1879, Circuit Court: A. J. Fanning had received \$1370 on a judgment of \$3011 against George Batey and James Brittain. There was also an outstanding judgment of \$2800 against Richard Nance who was insolvent.

August 2, 1881, County Court: I. [Isaac] S. Webb was appointed guardian of Robert Royal, a minor heir at law of Alfred Blackman (deceased) and gave bond for \$2000.

Blackman Cemetery, Vaughn Rd.: Alfred Blackman, 1790 - 29 June 1872 [Acklen gave b. date as 14 Nov 1790], born Sampson Co., NC, moved to Rutherford Co., TN in 1808 "became disciple of Christ 1812"; & wife, Elizabeth Crawford Blackman, m. 1809, 1791 - 20 Sep 1865. Elizabeth Blackman, mother of Alfred Blackman, 1770 - 1845.

Recap of the Alfred Blackman family, based on Rutherford Co., TN marriages, cemetery records, census and above information:

Alfred Blackman (1790-1872) m. 1809, Elizabeth Crawford (1791-1865). Children:

1. Ollen M. Blackman (1809 - 1840), m. 21 Dec 1835, Johanna F. Mayfield. One child:
 - a. Ellen Blackman m. Robert Royal. Children:
 - (1) Eugenia "Jennie" Royal, m. 20 Nov 1879, James M. Butler
 - (2) Robert Royal, Jr.
2. Julia Ann Blackman (7 June 1813 - 3 June 1891) m. 13 Nov 1828, Hezekiah House/Howse, d. 1843. Children: (a) Lycurgus House/Howse, b. 1840; (b) Elizabeth House/Howse, b. 1842
3. Raiford Crawford Blackman (17 Dec 1815 - 24 Dec 1888) m. 5 Oct 1856, Annie Rideout (18 Feb 1836 - 29 Nov 1923). Children: (a) Ellen J. Blackman (b. 1858) m. W. W. Woodruff; (b) Ada B. Blackman (1860-1872); (c) James Blackman (b. 1863); (d) Benjamin Blackman (b. 1866); (e) Annie E. Blackman (1868-1869); (f) Horace Blackman (b. 1871).
4. Sarah Jane Blackman (1819 - 1842) m. 22 Dec 1835, Charles Granderson McLean, Sen. Children: (a) Alfred McLean; (b) Charles L. McLean; (c) Julia A. McLean m. 28 Nov 1855, William W. Smith; (d) Sarah J. McLean m. James J. or W. Hill
5. Mary Hollowell Blackman (1822 - 1913) m. 7 Oct 1840, Giles Scales Harding, Sen. Children: (a) Mary A. Harding, b. 1841; Elizabeth J. Harding, 1843; Eleanor Anna Harding, b. 1848; Alfred B. Harding, b. 1850; Giles Harding, Jr., b. 1852; John Harding, b. 1854; George Harding, b. 1858; Julia Harding, b. 1861; Thomas Harding, b. 1864; Morris Harding, b. 1866; William Harding, b. 1868
6. Hillery Oates Blackman (4 Jan 1824 - 15 Sep 1872), unmarried.
7. Delia E. Blackman (1826 - ca 1862) m. 27 Apr 1842, William B. Lillard. Children: (a) Julia H. Lillard, b. 1845; (b) William G. Lillard, b. 1848; (c) Thomas O. Lillard, b. June 1849; (d) Tempy Lillard, b. 1851; (e) Sallie Lillard, b. 1855; (f) Mary Lillard, b. 1857; (g) Delia Lillard, b. 1862.
8. Susan Temperance Blackman (1827 - 1854) m. 23 Aug 1852, Andrew J. Fanning. Child: William A. Fanning, b. 1854
9. Lazarus Blackman (1828-1852) m. 7 Oct 1845, Virginia America Smith, daughter of Capt. William & Cecily M. Smith. Virginia married 2nd 9 Jan 1855, Jesse R. Vaughtner. Children:
 - a. Alfred W. Blackman, b. 1846
 - b. Celia Elizabeth Blackman, b. 1848, m. 13 Nov 1865, Ralph R. Hall
 - d. Martha "Mattie" Blackman, b. 1850, m. 22 Sep 1874, Samuel E. Buchanan.
10. James A. Blackman (25 Dec 1830 - 1 May 1858) m. 21 Jan 1858 in Davidson Co., TN, Sarah C. "Sally" Dorris, daughter of William G. Dorris. One child: Jimmie Blackman (f), b. 1858-59, m. James F. Byrn, M.D.
11. William B. Blackman (9 Sep 1834 - 21 Aug 1858), apparently died unmarried

109. No entry for this number.

110. Blackman, Hillary O. Died September 15, 1872, intestate.

Note: Son of Alfred Blackman (see above) and Elizabeth [Crawford] Blackman, and died unmarried and without children. For information about the extensive relationships of the individuals listed below, please see Alfred Blackman (deceased) above.

October 7, 1872, County Court: The court noted the death of H. O. Blackman and appointed R. [Raiford] C. Blackman as administrator of the estate who made bond for \$50,000.

December 2, 1872, County Court and Chancery Court Enrolled Cases #2, pg. 221.: R. C. Blackman; Julia A. [Blackman] Howse, widow of Hezekiah Howse (deceased); Giles S. Harding and wife, Mary A. [Blackman] Harding; W. [William] B. Lillard and wife, Delia E. [Blackman] Lillard; 4 children of Granderson J. McLean and wife, Sarah J. [Blackman]: Julia A. [McLean] Smith, widow of W. [William] W. Smith; Alfred B. McLean; Charles L. McLean; and James W. Hill and wife, Sarah J. [McLean] Hill; 3 children

of Lazarus Blackman (deceased): R. [Ralph] R. Hall and wife, Celia E. [Blackman] Hall, wife of R. [Ralph] R. Hall; Alfred W. Blackman; Martha D. Blackman vs Robert Royal and Eugenia Royal; Willie Fanning, a minor and resident of Davidson County; Jimmie Blackman, resident of Sumner County. Robert Royal and Eugenia Royal, minor children of Robert Royal and Ellen [Blackman] Royal and minor heirs at law of H. O. Blackman (deceased) and had no statutory guardian. An attorney was appointed guardian ad litem. Ellen Blackman [Royal] was a daughter of Ollen Blackman (deceased). A. [Andrew] J. Fanning was guardian of Willie Fanning, a minor child of A. J. Fanning and wife, Temperance [Blackman]. The court had specified that the land would be divided as follows to wit: R. C. Blackman, brother, one-ninth; Julia A. [Blackman] Howse, sister, one-ninth; Mary A. [Blackman] Harding, sister, in connection with her husband, Giles S. Harding, one-ninth; Delia E. [Blackman] Lillard, sister, one-ninth; Willie Fanning was entitled to one-ninth in right of his deceased mother, Temperance [Blackman] Fanning, sister; Jimmie Blackman was entitled to one-ninth in right of his deceased father who was a brother of the deceased; and Julia A. [McLean] Smith, Alfred B. McLean, Charles L. McLean and Sarah J. [McLean] Hill in connection with her husband, James W. Hill were each separately entitled to one-fourth of one-ninth of the whole in right of their mother, Sarah J. [Blackman] McLean, sister. Alfred W. Blackman, Martha D. Blackman and Celia E. [Blackman] Hall in connection with her husband, R. R. Hall, were each separately entitled to one-third of one-ninth of the whole in right of their deceased father, Lazarus Blackman, brother of the deceased. Robert Royal and Eugenia Royal were each separately entitled to one-half of one-ninth of the whole in right of their deceased mother, Ellen [Blackman] Royal, daughter of Ollen Blackman, a brother of H. [Hillary] O. Blackman (deceased). The court appointed commissioners to set apart to petitioners and defendants their separate shares of two tracts of real estate that had belonged to H. O. Blackman (deceased).

April 21, 1873, County Court: R. C. Blackman, administrator of the estate, submitted an extensive list of personal property sold at auction and an extensive list of notes and accounts due.

July 8, 1873, County Court: An inventory of the estate was presented in court, approved and recorded.

November 12, 1873, Circuit Court: [Administrator of Estate] vs J. [John] L. Carney, principal, and T. J. B. Tannin, security. The defendants confessed judgment in favor of the plaintiffs in the amount of \$1394.92 plus \$256.40 in interest. The plaintiff was to recover of the defendants the entire amount with ten percent interest until paid plus court costs.

November 25, 1873, Circuit Court: [Administrator of Estate] vs W. F. Hooper, principal and P. A. Lyon, security. The defendants confessed judgment in the amount of \$1041.60 in debt plus \$94.03 in accrued interest.

The plaintiff was to recover the entire amount plus court costs from the defendants.

March 13, 1874, Circuit Court: [Administrator of Estate] vs John W. Jordan, J. [John] L. Carney and John W. Sparks, executor of S. H. Miller (deceased). A jury found in favor of the plaintiff in the amount of \$1283 and in favor of the defendant, S. H. Miller, on the plea of insolvency. The plaintiff was to recover the entire amount plus costs.

March 14, 1874, Circuit Court: [Administrator of Estate] vs Evander Lytle, principal & John Patterson and Evander Lytle, executors of Robert Lytle (deceased). The defendants confessed to the sum of \$1100 debt plus \$118.32 in accrued interest. The plaintiffs would recover from the defendants the entire sum plus court costs.

October 19, 1874, Chancery Court Enrolled Cases #5, pg. 23: [Administrator of Estate] vs Alfred V. McLean. The defendant had executed a note on February 20, 1872 to the deceased for \$5151.68 plus 10% interest. The defendant had given as security a deed of trust on a 72 acre tract of land, the dower tract of Julia A. [Blackman] Smith, widow of W. [William] M. Smith, and the remainder interest that she had also owned. The defendant had not paid the note and the plaintiff prayed for a decree to foreclose on the deed of trust.

October 19, 1874, Chancery Court Enrolled Cases #5, pg. 28: [Administrator of Estate] vs Samuel J. Graham. The defendant had executed a note to the deceased on April 17, 1869, for \$2310 due in one year. It had not been paid. The defendant had executed a deed of trust on a 2-acre lot on the Murfreesboro-Lebanon Turnpike. Plaintiff prayed for a decree to foreclose.

October 29, 1874, Chancery Court: [Administrator of Estate] vs John G. Primm, who had issued a promissory note on December 9, 1871 for \$4400 payable in one year with interest at ten percent per annum until paid. In exchange, John G. Primm had given a mortgage deed to lot numbers 1, 2, 3, and 4 in Murfreesboro. Except for \$200 paid in March 1873, John G. Primm had failed to pay his notes which had escalated to \$5020.73 with interest. The administrator had filed this bill to collect the amount due by foreclosure of the mortgage deed. The court agreed and ordered the real estate sold without the equity of redemption.

March 31, 1875, Chancery Court: Jimmie Blackman, a minor who appeared by regular guardian, William G. Dorris who lived in Sumner County, and Jimmie Blackman was a resident of Montgomery County but had formerly lived in Rutherford County vs R. C. Blackman, administrator of Hillary O. Blackman (deceased); William B. Lillard; Giles S. Harding; Nancy [Puckett] Jenkins, widow of Hiram Jenkins (deceased); James F. Jenkins in his own right and as surviving administrator of Hiram Jenkins (deceased); C. [Charles] H. Jenkins; Nimrod Jenkins; and Walter Jenkins. Complainant noted that Hillary O. Blackman (deceased) had been her guardian beginning on or about January 2, 1860. The complaint raised serious questions about the way her estate had been handled and about several notes that had not been credited to her account. She prayed the court review all the settlements taking into account all the questions raised.

April 7, 1875, Chancery Court: [Administrator of Estate] vs John G. Primm. The administrator purchased 4 lots in Murfreesboro for \$4175 and was entitled to the proceeds less the costs and commissions of the sale by crediting his judgment in this case.

April 30, 1875, Chancery Court: [Administrator of Estate] vs Alfred V. McLean. The defendant was indebted to the complainant as administrator of the deceased's estate on a note for \$5151.68 payable on January 6, 1873. The defendant had given mortgage on two tracts of land of 72 and 69 acres. The court ordered the mortgage deeds be foreclosed by sale of the land.

May 8, 1875, Chancery Court: Elizabeth [Blackman] Hall, a feme covert by her next friend, A. W. Blackman vs [Administrator of Estate] and R. R. Hall. Lazarus Blackman (deceased), a brother of H. O. Blackman (deceased), had died in 1852 leaving the complainant and two others as his sole heirs. Complainant married R. R. Hall in November 1865. R. R. Hall became indebted to R. C. Blackman who claims the right to withhold the legacy coming to the complainant and was holding it to satisfy the claim he had against her husband. She claimed this could not be done without court authorization. She also believed that R. C. Blackman was holding funds from the estate of her grandfather, Alfred Blackman (deceased). She had received \$666.00 but estimated that her share should have been about \$6000. The complainant prayed the court to compel R. C. Blackman to make a full accounting of his administration. R. C. Blackman in his answer to the suit denied that he was holding any of the complainant's funds from her grandfather and stated that W. [William] B. Lillard, surviving executor of Alfred Blackman (deceased) had the funds. He further stated that her grandfather's estate was involved in heavy litigation and her share would probably be significantly less than \$6000.

June 1, 1875, Chancery Court: [Administrator of Estate] vs Alfred V. McLean. The court determined that the defendant owed the complainant the sum of \$5889.51 on a promissory note plus accrued interest. The court ordered the sale of the land.

June 1, 1875, Chancery Court: [Administrator of Estate] vs Samuel J. Graham. The defendant had borrowed \$2310 that was to be paid on or before April 17, 1870. The entire sum plus \$637.32 interest was due. The defendant had given a deed of trust to the complainant on a house and lot in Murfreesboro. The court ordered the house and lot sold but the defendant had 60 days to pay the amount owed.

June 9, 1875, County Court: [Administrator of Estate] made a partial estate settlement with the court.

October term, 1875, Chancery Court: The court noted that Jimmie Blackman had married James F. Byrn.

April 10, 1876, Chancery Court: [Administrator of Estate] vs G. S. Harding and wife, Mary [Blackman]; Julia [Blackman] House, a feme sole; and others. Following is a list of the heirs and distributees to wit: R. C. Blackman, brother; Julia [Blackman] Howse, a feme sole, sister; Mary [Blackman] Harding, wife of Giles Harding, sister; Delia [Blackman] Lillard, wife of W. [William] B. Lillard, sister, had died since the death of the intestate; William Fanning, nephew of the deceased, the only surviving child of a deceased sister of the intestate; children of Lazarus Blackman (deceased), brother, to wit: Alfred Blackman; Elizabeth [Blackman] Hall, wife of R. R. Hall and Mattie [Blackman] Buchanan, wife of Samuel Buchanan; and the children of Mrs. McLean (deceased), sister of the intestate, to wit: Alfred V. McLean; Charles McLean; Sallie [McLean] Hill, wife of James W. Hill, making 7 general shares in the estate. James F. Byrn and wife were suing the administrator for a substantial amount that the intestate had lent out while he was guardian for Jimmie Byrn. The administrator would not make any further distribution until the outcome of the case was known.

May 30, 1876, Chancery Court: Jimmie Blackman vs [Administrator of Estate]. In accordance with a court decree of October term, 1875, the Clerk & Master offered 50 acres of land of the estate of the deceased at auction. J. F. Byrn purchased the land for \$715. He did not pay any money but signified his willingness to credit R. C. Blackman, administrator of the deceased, the former guardian of his wife, Jimmie [Blackman], the net proceeds of the land sale less the value of the dower of Nancy [Puckett] Jenkins, \$119.16, and attorney fees of \$25.00. A decree of title was issued divesting title to said land from the widow, Nancy [Puckett] Jenkins; James F. Jenkins in his own right and as executor of the deceased; C. [Charles] H. Jenkins; Nimrod Jenkins; Walter Jenkins; and R. C. Blackman, administrator of the deceased's estate and vested it in J. F. Byrn.

June 1, 1876, Chancery Court: Jimmie Blackman vs R. C. Blackman, administrator. The court determined that the administrator owed Jimmie [Blackman] Byrn the sum of \$7996.62 from the estate of H. O. Blackman (deceased). There was only 50 acres of land available for sale since the remainder of the land was severely encumbered.

June 1, 1876, Chancery Court: R. C. Blackman, administrator vs G. S. Harding & wife and others. The administrator had been unable to wind up the estate due to extensive litigation involving the estate. The court ruled that the administration of the estate was no longer safe in the County Court and ordered it moved to Chancery Court.

August 26, 1876, Chancery Court: [Administrator of Estate] vs G. S. Harding and wife, Mary [Blackman]; Julia [Blackman] House, a femme sole; W. [William] B. Lillard, administrator of the estate of Delia [Blackman] Lillard (deceased); William Fanning; Alfred V. McLean; Charles McLean; James M. Hill and wife, Sallie [McLean]; Alfred Blackman; R. R. Hall and wife, Elizabeth [Blackman]; Samuel Buchanan and wife, Mattie [Blackman]; James F. Byrn and wife, Jimmie [Blackman]. H. O. Blackman died in September 1872. He had never been married and left no children. He left considerable real and personal estate and complainant and defendants are the heirs at law and distributees of the estate. In a finding, the court ruled that R. C. Blackman had not taken care of the estate properly and the court assigned the public administrator to take charge of the estate and R. C. Blackman was to turn over all the assets of the estate in his possession.

October term, 1876, Chancery Court: R. C. Blackman submitted an accounting of the estate that showed the estate had a balance of \$13,205.91 for distribution to eight distributees to wit: W. [William] B. Lillard & wife who had died and her husband was the

administrator of her estate; G. S. Harding and wife, Mary H. [Blackman] ; Julia A. [Blackman] Howse; Willie Fanning in right of his deceased mother who was a sister of the deceased; R. C. Blackman; J. F. Byrn and wife, Jimmie [Blackman] in right of her deceased mother; Alfred Blackman; R. R. Hall & wife; Samuel Buchanan and wife. Alfred Blackman, Mrs. Hall and Mrs. Buchanan were in right of their deceased father and Alfred McLean, Charles McLean and Mrs. Sallie Hill, wife of J. W. Hill, in right of their deceased mother. There were other assets that the administrator had not collected due to litigation pending.

June 8, 1880, County Court: James Butler and wife, Eugenia [Royal] Butler vs Robert Royal and H. [Henry] H. Norman, guardian. In accordance with an order of the May term of 1880, commissioners partitioned the land of Mrs. Eugenia [Royal] Butler, so that she and her brother, Robert Royal, each received a 50% share of the land. The land had descended from their uncle, H. [Hillary] O. Blackman (deceased). Mrs. Butler received 2 tracts totaling just over 32 acres and Robert Royal received 2 tracts totaling just over 38 acres.

Blackman Cemetery, Vaughn Rd.: Hillery Oates Blackman, son of A. B. Blackman, 4 Jan 1824 - 15 Sep 1872.

111. No entry for this number.

112. Blackwell, Henry (colored) Died March 1860, unknown.

Rutherford Co., TN US Census Mortality Schedules: Henry Blackwell, 73, married, born in VA, Free Mulatto, "occupation: drinking whiskey", died May 1860 of Apoplexy.

113. Blackwood, James, Jr. Died between January 20, 1871 and July 7, 1873, testate.

Note: Son of James Blackwood, Sen., who died in 1850 - see Vol. II.

Will dated January 20, 1871. Will probated July 7, 1873. First: The testator directed that his executor pay all debts and funeral expenses as quickly as possible. Second: His son, J. [John] T. Blackwood, and Mary S. [Blackwood] Vaught were to have 80 acres of his land off the north side of the home tract equally divided between them at his death. The balance of his land on the south side of the home tract was willed to his daughter, Martha A. (America) [Blackwood] Rucker, during her lifetime and then to belong to her daughter, Mary M. [Rucker] Frasier. Third: The executor was to sell all of his personal property and divide the receipts among his three children to wit: John T. Blackwood, Mary S. [Blackwood] Vaught and Martha A. [Blackwood] Rucker. Lastly: The testator nominated and appointed W. B. Byrn as his executor. Note: Martha [Blackwood] Rucker was the wife of Samuel R. Rucker.

August 4, 1873, County Court: W. B. Byrn who was nominated as the executor renounced his right to qualify. W. M. Vaught was appointed administrator with the will annexed.

October 3, 1873, County Court: W. M. Vaught, administrator, submitted a list of property sold on August 23, 1873.

May 2, 1879, County Court: W. M. Vaught, administrator with the will annexed, made a settlement with the court.

Rutherford Co., TN Marriage records: James Blackwood married Anna Thomas on May 20, 1819. James Vaught married Mary S. Blackwood on February 26, 1849. John T. Blackwood married Mary E. Good on April 12, 1853.

Bradley Creek Baptist Church Cemetery: James Blackwood, ca 81 years, died 16 September 1850 [see Vol. II].

1850 Rutherford Co. Census: James Blackwood, 61 VA; Anna Blackwood, 58 VA; Martha M. Blackwood, 27; John Blackwood, 17; James Blackwood, 83 VA.

1860 Rutherford Co., TN Census: J. Blackwood, 70 VA; J. T. Blackwood, 24 (m); M. E. Blackwood, 23 (f) [and family].

1870 Rutherford Co., TN Census, Dist. 16 (Milton): James Blackwood, 79 VA; J. T. Blackwood, 38 (m); M. E. Blackwood, 35 (f) [and family].

114. Blake, Lucy Died June 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: Lucy Blake, 28, died June 1849 of consumption.

115. Blakely, Kittie (colored) Died August 20, 1870, unknown.

January 2, 1871, County Court: The commissioners report of the poor house noted the death of Kittie Blakely (colored) on August 20, 1870.

116. Bond, Lucy vs Solomon Bond – Divorce

Note: Probably son of Solomon Bond, deceased between 1850-1852 - see Vol. II and below.

December 1, 1870, Circuit Court: The defendant failed to appear to answer complainant's bill and the bill was taken as confessed and an ex parte hearing was scheduled.

December 3, 1870, Circuit Court Enrolling Docket #5, Pg. 37: The couple were married in 1867. He became abusive and committed adultery with Piney Osborn and Puss Morgan. Divorce decree issued.

117. Bond, Robert H. Died April 1862, intestate. [Cont'd from Vol. III].

Note: Probably son of Solomon Bond, deceased between 1850-1852 - see Vol. II and below.

September 8, 1875, County Court: Solomon Bond, D. C. Vaughter and others vs James Upchurch & wife, Martha [Bond]. The defendants were non-residents of Tennessee and it was necessary to publish in the Murfreesboro newspaper prior to proceeding to hear the case.

118. Bond, Solomon, Sr. Died in 1852, intestate. [Cont'd from Vol. II].

Note: Widow, Frances Bond. Administrator, Thomas Hall.

October 7, 1875 & November 3, 1875, County Court and Chancery Court Enrolled Cases #3, pg 177: Solomon Bond; D. C. Vaughter; Henderson Estes and wife, Nancy [Bond]; vs James Upchurch and wife, Martha [Bond] of Texas. Solomon Bond, Sr. had died in Rutherford County in 1852. He owned 270 acres of land. Solomon Bond Jr. owned six-ninths of the real estate. D. C. Vaughter and the wife of Henderson Estes and Martha [Bond] Upchurch were entitled to one-ninth each. Commissioners were appointed to partition the land into four shares as Solomon Bond had purchased the interest of five of the heirs. Commissioners partitioned the land as follows: #1, Solomon Bond [Jr.], 162 acres; D. C. Vaughter, 36 acres; Nancy [Bond] Estes, 36 acres and Martha [Bond] Upchurch, 36 acres.

Rutherford Co., TN Marriage records: James Upchurch married Martha Bonds on July 18, 1843. Henderson Estes married Nancy Bond on January 8, 1835.

119. Bonds, Daniel B. Died between 1860 and April 1861, intestate. [Cont'd from Vols. II & III].

Note: Widow: Permilia E. [Stoddy] Bonds. Administrator: Thomas E. Lannom

January 7, 1862, County Court: Petition of Permilia A. [Stoddy] Bonds. The intestate owned 40 acres at his death. The widow petitioned for her dower from this land.

120. Bone, James Died between 1862 and October 2, 1865, testate. [Cont'd from Vol. III].

Note: Widow: Jane C. [Rankin] Bone Executor: F. [Franklin] W. Rankin

July 25, 1892, County Court: F. [Franklin] W. Rankin, executor of the testator, reported that the estate had been wound up and the only thing left was to sell the land and distribute the proceeds to the heirs and devisees. He further reported that he was now a resident of Kansas and petitioned to resign as executor. He said that H. C. Moore had purchased the interest of several of the legatees. The court granted his request to resign provided he made a settlement with the court.

121. Bostick, Hardin P. Died between 1860 & 1870 in Davidson Co., TN, testate.

Note: Hardin Bostick, 55 born in NC, lawyer, & wife, Margaret, 55 born in Ireland, and their children were listed on the 1860 Davidson Co., TN Census.

March 20, 1875, Circuit Court Enrolling Docket #7, pg. 286: Margaret R. Bostick, executrix of Hardin P. Bostick (deceased) *vs* W. Y. Elliott, executor of Jonathan Bostick (deceased). The plaintiff sued on an unpaid note made by Jonathan Bostick (deceased) on December 31, 1850 for \$892 payable to Hardin P. Bostick, executor of John Bostick (deceased). There was a second unpaid note made on the same date for \$275.50. A jury awarded the plaintiff \$400.

122. Bostick, Thomas K., M.D. Died before March 4, 1872, intestate.

Note: Probably the son of Hardin P. Bostick, lawyer in Davidson Co., TN, who died testate between 1860-1870 - see above.

March 4, 1872, County Court: The court noted the death of T. K. Bostick and appointed James H. Cook as administrator of the estate. The court appointed commissioners to allot and set apart for Mrs. Martha [Peary] Bostick, widow of the deceased, provisions for one year.

September 9, 1872, County Court: J. H. Cook, administrator, presented a list of personal property sold on March 20, 1872.

Rutherford Co., TN Marriage records: T. K. Bostick married M. W. Peary on September 21, 1857.

1870 Rutherford Co., TN Census, Dist. 16 (Milton): T. K. Bostick, 37 Physician; M. W. Bostick, 30 (f); J. P. Bostick, 10 (m); Nannie Bostick, 6; M. P. Bostick, 5 (m); Thomas Bostick, 3.

123. Bowen, Athelia Died April 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: Athelia, Bowen, 40, born NC, died April 1850 of unknown cause.

124. Bowling, Lorinda C. *vs* Robert alias Bailey Bowling – Divorce

March 31, 1869, Circuit Court Enrolling Docket #4, pg. 139: The couple married about July 15, 1867. Defendant abandoned her. Divorce granted.

Rutherford Co., TN Marriage records: Bailey Bowling married Lorinda C. Bowling on June 25, 1867.

125. Bowling, James and wife, Rebecca [Herrod] Bowling Died before July 7, 1870, intestate.

August 7, 1871, County Court: The court noted that Febe (Phoebe) Bowling, Thomas Bowling, Pocahontus Bowling, America B. Bowling, James Bowling, Martha S. Bowling and Mary F. Bowling, minor children of James and Rebecca Bowling (deceased) did not have a guardian. The court ordered E. L. Turner, the Public Administrator of Rutherford County, to take charge of the estate and manage for the benefit of the children.

January 2, 1872 & April 6, 1874 & March 3, 1875 & May 7, 1880 & September 11, 1880, County Court: Jesse S. Bowling was appointed guardian for D. T. Bowling, V. P[ocahantus] Bowling, A[merica] B. Bowling, J[ames] M. Bowling, Martha Bowling and Mary Bowling, minor children of James and Rebecca Bowling (deceased) and minor heirs at law of David Herrod (deceased).

Rutherford Co., TN Marriage records: James Bowling married Rebecca C. Herrod on November 12, 1846.

1850 Rutherford Co., TN Census: James Bowlin, 35 VA; Rebecca Bowlin, 24; Jesse Bowlin, 2; Hannah J. Bowlin, 1.
July 7, 1870 Rutherford Co., TN Census: Jesse Bowling, 22; Hannah Bowling, 21; Phebe Bowling, 19; Thomas Bowling, 18; Pocahantus Bowling, 15; America Bowling, 12; James Bowling, 11.

126. Bowman, John Died before November 6, 1876, testate.

Note: John Bowman was the son of Samuel Bowman, Sr., a soldier of the Revolutionary War, who died in 1838 - see Vol. I.

Will dated March 19, 1872. Will presented for probate November 6, 1876. The testator gave the tract of land where he lived and a smaller tract of land about one mile away to his daughter, Viola E. [Bowman] Tompkins,, wife of J. [James] E. Tompkins, and to his son, James E. Bowman, to be equally divided. The testator wanted his daughter to have the dwelling house and outbuildings. The testator wanted the remaining estate sold and proceeds divided among his son, his daughter and a granddaughter, Alice Pickett. [The testator did not nominate an executor].

November 6, 1876, County Court: The will of John Bowman (deceased) was presented for probate, was proven and recorded. James E. Tompkins was appointed administrator with the will annexed.

January 10, 1877, County Court: The executor presented the court with a list of personal property sold at auction.

October 7, 1881, County Court: A final settlement of the estate of John Bowman (deceased) was presented in court.

Rutherford Co., TN Marriage records: John Bowman married Caroline Smith on October 4, 1837. Sarah Bowman married Joseph T. Pickett on February 21, 1853. James E. Tompkins married Viola E. Bowman on January 30, 1861.

1850 Rutherford Co., TN Census, Sulphur Springs Dist.: John Bowman, 56 NC; Caroline Bowman, 39 VA; Sarah Bowman, 21; Viola Bowman, 12; John Bowman, 8; Samuel Bowman, 2.

1860 Rutherford Co., TN Census, Dist. 9 (Sulphur Springs): John Bowman, 65 NC; C. Bowman, 52 VA; V. Bowman (f), 21; John Bowman, 18; James E. Bowman, 7; A. G. Bostick, 23 teacher.

1870 Rutherford Co., TN Census, Dist. 9 (Sulphur Springs): John Bowman, 75 NC; Caroline Bowman, 58; James Bowman, 18.

127. Bowman, Margaret Died June 1848, unknown.

Note: Margaret Bowman was probably the wife of John Bowman, who died between 1824 and 1829 - see Vol. I

Rutherford Co., TN US Census Mortality Schedules: Margaret Bowman, 80, widowed, died June 1848 of "old age". She had been born on the Atlantic Ocean.

128. Bowman, Medford C. Died before February 5, 1866, intestate. [Cont'd from Vol. III].

Note: Widow: Martha J. [Benson] Bowman, and married next W. [Wilson] A. Gumm on February 15, 1866. Medford C. Bowman was son of David Bowman, died 1842-44, see Vol. I. Medford C. Bowman was in the 45th Regiment, TN Inf. during the Civil War.

August 17, 1875, County Court: Ed Arnold, guardian for Mary A. Bowman, Thomas Bowman and James Bowman, minor heirs of M. C. Bowman (deceased), made a settlement with the court,

January 3, 1876, County Court: Edwin Arnold, guardian for Thomas Bowman, petitioned the court to be allowed to resign his guardianship. The minor waived the required notice and selected W. A. Gum as his guardian.

February 7, 1876, County Court: Ed Arnold, guardian for Thomas Bowman, a minor heir of M. C. Bowman (deceased), made a settlement. James Bowman had become of age and received his settlement from his guardian.

January 10, 1880, County Court: W. A. Gum, guardian for Thomas M. Bowman, a minor heir of Medford Bowman (deceased), made a settlement with the court.

129. Bowman, Samuel, Sr. Died in February 1838, testate. [Cont'd from Vol. I].

Tennessee Telegraph, September 12, 1840, Chancery Court: Robert Hazelwood and Levi Wade vs Samuel Bowman and others. The court was satisfied that Margaret Locke, formerly Margaret Bowman [widow of William Lock]; David Robinson and his wife, Nancy, formerly Nancy Bowman [his second wife]; Edwin A. Robinson; David N. Robinson; William H. Robinson; Elizabeth M. Robinson; Robert H. Robinson; and John F. Robinson, children and heirs of Eleanor Robinson (deceased), formerly Eleanor Bowman [first wife of David Robinson], were all non-residents of Tennessee. Samuel Bowman died in February 1838. The executors complained that the will was ambiguous and they were liable for considerable money if they took it upon themselves to execute the will. They requested the court to take steps to compel the non-residents to appear at the next term of the Chancery Court for the final hearing on the validity and constructions of all the devisees in the will.

130. Boyd, Adaline A. Died March 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: Adaline A. Boyd, 24, died March 1850 of Typhoid Fever.

131. Boyd, Madison (colored) Died May 1880, unknown.

Rutherford Co., TN US Census Mortality Schedules: Madison Boyd (colored), 17, died May 1880, of consumption.

132. Bradford, Jesse Died before October 2, 1876, intestate.

October 2, 1876, County Court: John Woods was allowed \$2 for shrouding for Jesse Bradford (deceased).

133. Bradley, John Died before March 4, 1872, intestate.

Note: John Bradley (Jr.) was the son of John Bradley (Sr.) a Revolutionary War pensioner, died 1853. 1850 US Slave Census shows John Bradley and Samuel Smith as neighbors. It appears that Esabel Bradley who married Samuel Smith was sister of John Bradley. John Bradley (Jr.) probably never married. John Bradley Sr. died before May 2, 1853 – see Vol. II. Elizabeth [Bradley] Smith was a daughter of John Bradley Sr. (deceased) and sister of John Bradley (deceased). Hetty Bradley was also a sister of the deceased.

March 4, 1872, County Court: The court noted the death of John Bradley and appointed Mrs. Elizabeth Smith as administratrix.

Rutherford Co., TN Marriage records: Gideon P. Johnson married Mary A. Smith on December 30, 1865. Samuel Smith married Esabel Bradley on October 24, 1822.

1840 Rutherford Co., TN Census: John Bradley, 1 male 40-50, 1 male 80-90, 1 female 80-90.

1850 Rutherford Co., TN Census: John Bradly, 95 VA; Hetty Bradly, 52; John Bradly, 55.

1870 Rutherford Co., TN Census: G. P. Johnson, 29 Farmer; Mary Johnson, 31; John Bradley, 77 NC.

134. Brady, Martha E. (Eva) [Macgowan] Died before March 4, 1872, intestate.

Note: Widow of William F. Brady (deceased) – see below.

March 4, 1872, County Court: The court noted the death of Martha E. [Magowen] Brady and B. [Benjamin] B. Batey was appointed administrator of the estate.

April 1, 1872, County Court: B. [Benjamin] B. Batey, administrator of the estate, submitted an inventory of the items sold at auction. There was also an inventory of the notes due the estate.

Rutherford Co., TN Marriage records: W. F. Brady married Martha E. Magowen (McGowen) on January 2, 1861.

1870 Rutherford Co., TN Census, Dist. 11: William F. Brady, 39 wheelright; Eva Brady, 24; Thomas Brady, 8; William Brady, 2.

135. Brady, William, Sr. Died of Cholera in July, 1835, intestate. [Cont'd from Vols. I & II].

Note: Widow: Harriet R. [Keeble] Brady Administrator: Edwin A. Keeble. Children: Amanda Brady, Horace D. Brady, William Brady (Jr.), Walter K. Brady, George T. Brady, Susan C. Brady.

November term, 1857, Circuit Court Enrollment Book, pg. 371: Harriet R. [Keeble] Brady, widow; Horace D. Brady; Walter K. Brady; Susan C. Brady, Amanda Brady, a non compas mentis by guardian, E. A. Keeble against William Brady and G. [George] T. Brady. The intestate had owned lots 104 and 105 on the town plat of Murfreesboro. Except for Harriet R. [Keeble] Brady, all the names in the caption were the children of the deceased. The petitioners prayed for a decree to sell the lots so that the widow could receive the value of her dower and the remainder to be divided among the heirs.

July term, 1858, Circuit Court Enrollment Book, pg. 373: Walter K. Brady had died. He had conveyed his undivided interest in the lots to William Brady. He in turn had conveyed all his interest to E. A. Keeble in trust for the benefit of his mother, Harriet R. [Keeble] Brady.

136. Brady, William F. Died before November 7, 1870, intestate.

Note: William F. Brady was the son of Elizabeth Brady, died ca March 1866, testate - see Vol. III

November 7, 1870, County Court: The court noted that W. F. Brady had died without a will and M. [Mordecai R.] Lillard was appointed administrator of his estate. W. [William] B. Lillard provided part of the security.

December 5, 1870, County Court: Commissioners were appointed to set aside provisions sufficient for one year for Mrs. Eva [MacGowan] Brady, widow of deceased.

April 1, 1871, County Court: M. Lillard submitted an extensive inventory of the notes and accounts of W. F. Brady (deceased). He also submitted a listing of the items sold at auction. The widow purchased several items at the auction.

March 29, 1872, Circuit Court: Charles Rhoads vs M. Lillard, administrator of William F. Brady (deceased). A jury awarded the plaintiff \$107.50 plus all costs. Execution was to be levied on the goods, chattels, rights and credits of the intestate in the hands of the administrator to be administered.

July 30, 1872, Circuit Court: William A. Ransom vs M. Lillard, administrator of William F. Brady (deceased). The court issued a default judgment of \$389.54 in debt and interest against the defendant. The court considered that the plaintiff was to recover the entire sum from the defendant plus court costs.

August 1, 1872, Circuit Court: William A. Ransom vs M. Lillard, administrator of William F. Brady (deceased). The defendant confessed judgment in favor of the plaintiff for the sum of \$471.55 plus \$44.79 accrued interest. The court considered the plaintiff was to recover of the defendant the entire amount. Execution was to be levied on the goods, chattels, rights and credits of William F. Brady (deceased) in the hands of the administrator.

November 7, 1872, County Court: W. [William] A. Ransom was appointed guardian for T. [Thomas] O. Brady, a minor child of W. F. Brady (deceased).

October 7, 1873, County Court: M. Lillard, administrator of the estate, had failed to appear and make a settlement. The court ordered the sheriff to take him in custody and deliver him to the court to show cause for his actions.

September 9, 1875, County Court: Creditors of W. F. Brady (deceased) vs M. Lillard, administrator, and others. The creditors asked for a judgment against the administrator because the settlement of October 7, 1873 showed a balance of \$3940.50 that still had not been paid to the creditors and distributees. The court issued a judgment against M. Lillard and his bondsmen.

April 10, 1879, County Court: W. [William] A. Ransom, guardian of Thomas O. Brady, minor child of W. F. Brady (deceased), made a settlement with the court.

January 8, 1881, County Court: W. [William] A. Ransom, guardian of Thomas O. Brady, a minor child of W. F. Brady (deceased), petitioned the court to resign. The ward asked the court to appoint J. [James] A. Campbell as his guardian and the court did so.

August 9, 1881, County Court: W. [William] A. Ransom, guardian for Thomas O. Brady, a minor heir of W. F. Brady (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: William F. Brady married Susan C. McGowan on April 27, 1859. W. F. Brady married Martha E. [Eva] Macgowen (McGowen) on January 2, 1861. Note: Both wives were daughters of William B. & Martha J. MacGowan.]

1870 Rutherford Co., TN Census, Dist. 11 (Barfield): William F. Brady, 39 Wheelright; Eva Brady, 24; Thomas Brady, 8; William 2.

137. Brantley, Ethelbert Died 1872, testate.

Will undated. Will probated May 5, 1873. The testator willed to Moses Rosenfeld, son of E. [Emanuel] Rosenfeld, \$400 to be paid after the funeral and doctor expenses had been paid. The testator willed \$100 to John Guy; \$5 to Lewis Burgdorf; \$5 to Fred Cross; \$20 to Mrs. Watts; \$10 to Whiton Dunn and \$10 to Lewis Watts. If there was any money left after the bequests, it was to go to Moses Rosenfeld.

May 5, 1873, County Court: The will of E. Brantley (deceased) was presented for probate, was proven and recorded. John Woods, the executor named in the will qualified as such.

May 23, 1873, County Court: John Woods, executor of the estate, submitted an inventory of the personal estate of the deceased.

March term, 1874, Circuit Court Enrolling Docket #8, pg.88: Mrs. M. G. Watts vs John woods, executor of E. Brantley (deceased). The plaintiff sued for non-payment of a note for \$352.00 due on July 1, 1872. A jury awarded the plaintiff \$175 plus costs.

December 4, 1876, County Court: E. Rosenfeld was appointed guardian of Moses Rosenfeld, his own child, and heir at law of E. Brantley (deceased).

October 15, 1877, Chancery Court: Emanuel Rosenfeld vs Moses Rosenfeld. Ethelbut Brantley had died testate in 1872. His executor had paid Emanuel Rosenfeld \$265 for his ward, Moses Rosenfeld, who was a deaf mute about sixteen years of age. The guardian had purchased for \$150 of his ward's money a house and lot that he intended to rent for \$50 per month. Emanuel Rosenfeld had made the purchase without the court's permission and was seeking to have the purchase ratified by the court.
April 2, 1878, County Court: Moses Henlun was appointed guardian for Moses Rosenfeld, a minor heir of E. Rosenfeld (deceased)
December term, 1878, Chancery Court: The court ratified and sanctioned the purchase by Emanuel Rosenfeld of the house and lot for the benefit of his ward.

1860 Rutherford Co., TN Census: A. Rosenfeld (m), 29, Germany, merchant; Cisly Rosenfeld, 22, Germany; Moses Rosenfeld, 21, Germany, clerk; S. Lunburger (m), 31, Germany, clerk.

1870 Rutherford Co., TN Census: E. Rosenfeld (m), 39, Wuttenburg; Cicelia Rosenfeld, 32, Wuttenburg; Moses Rosenfeld, 9; Fanny Rosenfeld, 8; Mollie Rosenfeld, 5; Louis Rosenfeld, 3; Abraham Rosenfeld, 8 mos.

1860 Rutherford Co., TN Census: E. Brantley, 61 VA Bootmaker; C. Hollowell, 30 Carriage Maker; W. Laurence, 23 Carpenter.

1870 Rutherford Co., TN Census: [Boarding house] Leatheridge Brantley, 70 VA Shoemaker; etc.

138. Brewer, Martha Died before July 1, 1872, intestate.

July 1, 1872, County Court: B. R. Bivins was allowed \$3.50 for burial clothes for Martha Brewer (deceased).

139. Brewer, Thomas W. Died before June 2, 1873, intestate.

June 2, 1873, County Court: The court noted the death of Thomas W. Brewer and appointed James M. Dunn as his administrator. G. M. Dunn provided part of the security for the \$4000 bond.

August 4, 1873, County Court: James M. Dunn, administrator of the estate, submitted a list of property sold at auction on August 9, 1873 and an inventory of notes, horses, mules and other stock belonging to the deceased's estate. Included were two notes on Neeley & Brewer.

February 4, 1874, County Court: The inventory of the property of Thomas W. Brewer (deceased) was presented in court and accepted for recording.

April 2, 1877, Chancery Court: J. M. Dunn, administrator of Tom Brewer (deceased) and of Lewis Brewer for the use of J. M. Dunn and of Elam Early for the use of J. M. Dunn vs John A. Collier & wife, Susan [Brewer], Rutherford County; J. [Joseph] Pinkerton & wife, Nancy [Brewer], Cannon County; Lewis Brewer, Cannon County; William Brewer, Cannon County, Bob Brewer, Texas and Dick Brewer, Texas and against W. McMahon; Warren Cummins and Jonathan L. Fare (words unreadable) and against E. A. T. J. Stephens and Z. L. Brevard, both of Cannon County and against any and all creditors of the estate. The administrator of intestate's estate found that the personality was insufficient to pay debts, suggested the insolvency of the estate and notified creditors. The estate owed over \$2300 after the personality was exhausted except for \$800 in notes that the administrator thought he could collect. The intestate owned land in Rutherford County and in Cannon County. The land was sold for over \$2300 and the clerk of the County Court paid \$962.60 to the complainant. The clerk also paid about \$500 to creditors by order of the County Court. The clerk still had a note for \$600 that should have been collected and paid over so creditors then defendants could be paid. The complainant petitioned the Chancery Court to take charge of the estate to prevent conflicting judgments between the two County Courts. The Cannon County creditors had been paid in full but Rutherford County creditors would receive only a prorata payment on their debts. The complainant petitioned to have the Cannon County creditors pay back part of the money received so that all creditors would receive the same prorated share.

February 7, 1876, County Court: The administrator of the estate presented a settlement and a prorata distribution to the court which was confirmed.

March 7, 1881, Chancery Court Enrolled Cases #11, pg. 179: John A. Collier and G. M. Dunn vs James M. Dunn, administrator of T. [Thomas] W. Brewer (deceased); James A. Jones, Cannon County; Robert Cantrell and James G. Gribble, partners in the practice of law by the firm style of Cantrell and Gribble, Wilson County. The estate had been declared insolvent and had been administered under the Chancery Court. The complainant asserted that the firm of Cantrell and Gribble had several years ago in Cannon County collected over \$500 but had never paid out the money except for about \$100 paid to James A. Jones. James M. Dunn, the administrator, had become totally insolvent and the complainants were apprehensive that if the remaining money was turned over to him that he would use it for personal use and not pay creditors. They requested that the money be paid to the court for distribution among the creditors.

Tennessee Marriage records: John A. Collier married Susan F. Brewer on August 21, 1851 in Rutherford Co. Joseph Pinkerton married Nancy Brewer on October 28, 1828 in Williamson Co.

1850 Rutherford Co., TN Census: Thomas W. Brewer, 28 Tanner; Martha Brewer, 33; Susan Brewer, 20; Erasmus G. Brewer, 31 VA Tanner; William Sage, 19.

1860 Cannon Co., TN Census: Joseph Pinkerton, 58 VA; Nancy Pinkerton, 53 VA; Erasmus Pinkerton, 23; Martha Pinkerton, 18; Sarah Pinkerton, 14; Thomas Brewer, 38 tanner.

140. Bridges, Nancy M[ulherin] N[ewsom] [Buchanan Smith] Died July 15, 1873, intestate.

Note: This person is not to be confused with Nancy M. N. Buchanan Ross (born ca 1835, died shortly after her husband ca 1863 in Davidson Co., TN - see Vol III), daughter of James B. Buchanan, Sr. (died 1863 testate - see Vol. III), and wife of Felix G. Ross (died ca 1863 in Davidson Co., TN - see Vol. III). Nancy Buchanan (born ca 1818) married Jackson Smith on March 7, 1834 in Davidson Co., TN. Jackson Smith died in 1861 - see Vol.III. Nancy M. N. B. Smith married Henry Bridges on March 1, 1866 in Rutherford Co., TN.

August 4, 1873, County Court: The court noted the death of N. M. [Buchanan Smith] Bridges and appointed S. [Sterling] B. Boring as administrator of her estate and he posted a \$3000 bond.

August 25, 1873, County Court: S. [Sterling] B. Boring, administrator of the estate, submitted a list of personal property sold at auction on August 15, 1873. The list was extensive and consisted of household items and farming utensils.

September 2, 1873, County Court: Nancy M. N. [Buchanan Smith] Bridges died on July 15, 1873. She had inherited from her deceased father about 460 acres of land but during her lifetime this land was sold for debts. John Woods Esq. had purchased the land and for value received signed the land back to Nancy Bridges for her natural life and the remainder to go to her children. Her dower and the 460-acre tract were owned by the children and heirs of Jackson and Nancy [Buchanan] Smith to wit: #1, Mrs. A. L. (Ann Letitia) [Smith] Batey, daughter, and wife of Thomas J. Batey, one share. #2, Jack (Jackson) Woods Smith, son, one share. #3, John L. Smith, minor son, one share. #4, Thomas E. Smith, minor son, one share. #5, James Smith (deceased), son, left two children, William J. Smith and Nannie E. Smith, who jointly received one share. Jackson Smith (deceased) left two other sons, Bartholmew J. Smith and William Brewer Smith but each had died soon after the death of their father, unmarried and without issue. Their shares had descended in equal proportions to their siblings. Commissioners were appointed to partition the land into five equal shares.

October 7, 1873, County Court: Jack Woods Smith & Thomas J. Batey and wife et al vs John L. Smith and Thomas E. Smith, minors and heirs at law of Jackson Smith (deceased). Commissioners reported the partition of the land of N. M. N. [Buchanan Smith] Bridges (deceased), former widow of Jackson M. Smith (deceased), among the heirs and legal representatives as follows to wit: Thomas J. Batey and wife, A. L. J. [Smith], 178 acres; Jack Woods Smith, 128 acres; John L. Smith, two tracts totaling 140 acres; Thomas E. Smith, 124 acres and William J. Smith and Nannie E. Smith, 194 acres, the last two were children of James B. Smith (deceased) who was a son and heir of N. M. N. B. Bridges (deceased).

September 9, 1875, County Court: S. [Sterling] B. Boring, administrator of the estate, made a partial settlement of the estate of Mrs. N. M. N. B. S. Bridges with the court.

Tennessee Marriage records: Jackson Smith married Nancy Buchanan on March 7, 1834 in Davidson Co. Henry Bridges married Nancy M. N. B. Smith on March 1, 1866 in Rutherford Co. Ann (Letitia) Smith married Thomas J. Batey on 13 February 1860.

1850 Rutherford Co., TN Census, Wilkinsons Xrds Dist.: Jackson Smith, 39; Nancy M. Smith, 32; James B. Smith, 12; Ann L. Smith, 9; Bartholomew J. Smith, 7; William B. Smith, 5; Jackson Smith, 3; Eleanor Buchanan, 15; Clarissa Rawlings, 60 VA.

1860 Rutherford Co., TN Census, Dist. 7 (Wilkinsons Xrds): Jackson Smith, 50; N. Smith (f), 42; B. J. Smith (m), 17; W. B. Smith (m), 15; J. W. Smith (m), 12; J. L. Smith (m), 6; P. H. Smith (m), 4; C. S. Rollins, 70 VA.

1870 Rutherford Co., TN Census, Dist. 7: Henry Bridges, 76 KY; Nancy M. Bridges, 52; John L. Smith, 16; Thomas Smith, 14; Claricy Rowlin, 82 VA; Willie/Willis Smith, 13; Nannie Smith, 9.

Smith Cemetery, Baker Rd. & Mile Lane: Jackson Smith, b. Jackson Co., 7 or 18 Mar, 1810, d. 1861, & wife Nancy Mulherin Newsom Buchanan Smith, b. Davidson Co. 13 July 1818, d. 1873. Jack Wood Smith, 4 Feb 1848 - 17 Feb 1906, & wife, Mary Watkins Vawter Smith, 24 Feb 1850 - 19 Mar 1914. Thomas Jefferson Batey, 12 May 1836 - 13 May 1926, & wife, Ann Letitia Smith Batey, 1841 - 1905. William Madison Smith, 30 Aug 1836 - 30 Sep 1837.

141. Bright, David (colored) Died bet 1870 and April 7, 1873, unknown.

April 7, 1873, County Court: Sam Thompson was allowed \$3 for digging a grave for David Bright (deceased – colored).

1870 Rutherford Co., TN Census, Dist. 25 (Millersburgh): (all Black) Henry Bright, 32; Ellen Bright, 18; James H. Bright, 3; John L. Bright, 2; David Bright, 90; Molly Bright, 2.

142. Brothers, George vs Johanna [Smith] Brothers – Divorce

September 30, 1858, Circuit Court Enrollment Book, pg. 170: The couple had been married about ten to twelve years previous and had lived together as man and wife for four or five years before moving to Arkansas where they continued to live together until about June 1855 when the defendant abandoned her husband. The petitioner returned to Rutherford County about September 1856.

November 18, 1858, Circuit Court Enrollment Book, page 174: The court granted a divorce decree.

Rutherford Co., TN Marriage records: George P. Brothers married Joana Smith on January 20, 1848.

143. Brothers, James Charles Died August 18, 1863, intestate. [Cont'd from Vol. III].

Note: Widow: Elizabeth [Page] Brothers Administrator: Albert Jones

January 29, 1875, Chancery Court: State of Tennessee for the use of Elizabeth [Page] Brothers; George Brothers; Andrew J. Malone and wife, Didamiah [Brothers] Malone; E. K. Shannon and wife, Martha L. (Ludie) [Brothers] Shannon of Wilson County; Sarah Brothers; Robert D. Brothers; and Granville Brothers, a minor with George Brothers as guardian; and Robert Brothers of Texas. J. C. Brothers died in 1863 in Rutherford County leaving survivors to wit: Elizabeth Brothers, widow and six children. The administrator, Albert Jones, had died in the fall of 1873 and Robert A. Jones was appointed his administrator. The complainants charged that the inventory of the estate of J. C. Brothers (deceased) presented by Albert Jones on May 1, 1865, was incorrect. They allege that a number of claims were omitted. They further allege that Albert Jones never made any settlement of the estate. The administrator of Albert Jones had also not made any settlement nor had he paid over any money to the distributees that were entitled from the estate of J. C. Brothers (deceased). The complainants listed a number of cases where the amount listed on the sale list was less than it should have been. They also listed several debts due the estate that he had omitted. The complainants prayed the court for a complete accounting of the estates of J. C. Brothers (deceased) and Albert Jones (deceased).

April term, 1876, Chancery Court: State of Tennessee for the use of Elizabeth [Page] Brothers; et al. The court found that the exceptions to the report of Albert Jones of May 1, 1865, were well taken and ordered that \$1931.35 with interest be collected from the administrator of Albert Jones (deceased).

November 10, 1876, March 5, 1878 County Court: George Brothers, guardian for Granville Brothers, a minor child of James C. Brothers (deceased), made a settlement with the court.

November 4, 1878, County Court: The court noted that Albert Jones, administrator of his estate, had died recently and appointed A. J. Malone as administrator de bonis non.

October 8, 1881, County Court: A final estate settlement was presented to the court.

Rutherford Co., TN Marriage records: E. K. Shannon married Ludie Brothers on December 22, 1874. Andrew J. Malone married Dedie Brothers on November 4, 1863.

144. Brothers, Mrs. Margaret Died March 1860, unknown.

Rutherford Co., TN US Census Mortality Schedules: Margaret Brothers, 45, married, died March 1860 of pneumonia.

145. Brothers, Mary Died between December 14, 1868 and March 1, 1869, testate. [Cont'd from Vol. III].

Note: Children to wit: Emily Brothers; Benjamin Brothers; Mary Brothers (deceased); Lavinia Brothers (deceased), wife of Phillip J. Prater.

June 6, 1876, County Court: N. F. Mankin was appointed guardian for William J. Mankin, his own child and heir at law of Mary Brothers (deceased).

July 11, 1879, October 8, 1881, County Court: N. F. Mankin, guardian for William J. Mankin, his own child and heir at law of Mary Brothers (deceased), made a settlement with the court.

146. Brown, Aaron (colored) Died before January 5, 1874, unknown.

January 5, 1874, County Court: S. L. McAdoo was allowed \$5 for holding an inquest on the body of Aaron Brown (colored) (deceased).

Rutherford Co., TN Marriage records: Aaron Brown married Diana Brown on August 19, 1865. Note: Both parties were colored.

1870 Rutherford Co., TN Census, Dist. 16 (Milton): (all Black) Aaron Brown, 45; Diana Brown, 40; Rena Brown, 23; Joseph Brown, 20; Anthony Brown, 12; Dee Brown, 10; Maggie Brown, 7; Josh Brown, 5; Robert Brown, 1; Anna Brown, 6 months.

147. Brown, Benjamin R. vs Mary alias Molly Brown – Divorce.

March 18, 1876, Circuit Court: The couple was married in the spring of 1873. They lived together until October 1873 when the defendant abandoned her husband and remained away. A decree of divorce was issued.

148. Brown, Mrs. _____ [Price] (colored) Date of death unknown, probably ca 1863.

Note: All complainants and defendants were colored.

December 14, 1878, Chancery Court: Emanuel Price and Henry Price vs Jefferson Brown, Cornelius Brown, U. S. Grant Brown, Milton Jameson and wife, Lubanna [Brown], Corena Brown, John Howland. Mrs. [Price] Brown had been a slave that belonged to John W. Price. The two complainants were born before their mother married Jefferson Brown, although Jefferson was listed as their father. After her death, Jefferson Brown married another woman and they had the following children to wit: Cornelius Brown, U. S. Grant Brown, Lubanna [Brown] Jameson, and Corena [Corrine] Brown. The complainants represented that in 1868 they in conjunction with their father purchased from Sam Brown a tract containing 125 acres. The land was paid for with their joint labor but their father took title unto himself; however, the complainant's interest in the land was verbally acknowledged. Henry Price and Jefferson Brown purchased in 1872 a tract of 57 acres. This tract was paid for by their joint labors but title was again taken by Jefferson Brown alone. The larger tract was exchanged with one D. Barker for a tract of equal size. 70 acres of this tract were exchanged to William Sneed for one of equal size. The complainant alleged that he and his father were then joint owners of three tracts containing 51 acres, 51 acres and 70 acres respectively. Henry Price claimed a one-third interest in the three tracts and stated that on October 31, 1878, Jefferson Brown made a deed of gifts on a 51-acre tract to U. S. Grant Brown and Cornelius Brown; a deed of gifts of the 70-acre tract to Lubana [Brown] Jameson and Corena [Corrine] Brown. They said that Jefferson Brown had abandoned his wife without divorce and had moved to Nashville where he married another woman. These gifts were his way of appeasing the abandoned family. John Howland supposedly had a power of attorney to sell the remaining 51-acre tract for the benefit of his wife and children here. Henry Price lived on the 70-acre tract and Milton Jameson had sent Henry Price and Emanuel Price via Mr. Howland orders to vacate the property. The complainants had been advised that the deeds of gift were void and the defendants had no title to the land. They asked the court that they be declared tenants in common with their father and that the land be partitioned accordingly.

January 7, 1879, Chancery Court: Emanuel Price and Henry Price had an injunction against Milton Jameson and others from prosecuting their suit against them for forceable entry and unlawful detention. The Clerk & Master was appointed to take charge of all the lands and rent them out for 1879 to the highest bidder and to collect the rent money.

January 10, 1879, Chancery Court: Jefferson Brown in his answer would not admit that Emanuel Price and Henry Price were his sons, stating that it was quite possible that Emanuel was his son but Henry Price was not his son. He completely denied that either had contributed to paying for the land or participated in the purchase of any of the tracts. Jenni Jarrett testified in a deposition that Jefferson Brown and his sons, Emanuel and Henry, had purchased a tract of land on Bradyville Pike and had offered her husband the opportunity to go in with them but he refused. She referred to Jefferson Brown as her uncle and stated that he had received all the cotton the Price boys had made for two years to help pay for the land. They had made about 17 bales of cotton the first year and cotton was selling for 30 to 40 cents per pound. She stated that the three of them worked together the following year. Jo. Dyer testified that Jefferson Brown had acknowledged he owed the Price boys \$1500 and that he and his other children would be unable to work the land satisfactorily. According to her, Mr. Brown had purchased a tract of land for them but they would not move to it so he swapped it for the tract where they were living. Jo. Dyer also referred to Jefferson Brown as her uncle. Elijah Stubblefield testified that he and Jefferson Brown had once belonged to the same man and that the land where the

Price boys were living was supposed to be theirs. Note: There are over one hundred pages of depositions in the file.
1870 Rutherford Co., TN Census, Dist. 22 (Brown's Mill): (all Black) Manuel Brown, 28; Zipha Brown, 61 NC; Hugh Brown, 13; James Brown, 12; Henry Brown, 23.

1870 Rutherford Co., TN Census, Dist. 18 (Fox Camp): (all Black) Jefferson Brown, 53 SC; Mary Brown, 40; Lorinda Brown, 24; Demaris Brown, 22 (f); Lavinia Brown, 20; Francisco Brown, 18; Cornelius Brown 15; Sirius Brown, 13; Corina Brown, 10.

1880 Rutherford Co., TN Census, Dist. 18 (Fox Camp): (all Black) [Family 1] Jefferson Brown, 62; Mary Brown, 50; Corinnia Brown, 18; Cornelius Brown, 26; U. S. Grant Brown, 11. [Family 2] Labanna Jamerson, 30; Ethernia Jamerson, 1 (m); Molly Brown, 20 Sister; Oceanthia Brown, 1 (f).

149. Brown, Elizabeth Jane vs George Brown – Divorce

April 5, 1872, Circuit Court Enrolled Cases #1, pg. 173: The couple were married June 10, 1869 in Rutherford County. They moved to Cannon County in January 1870 and the defendant had been committing adultery and eventually had contracted an infectious disease.

October 19, 1874, Chancery Court: The case was dismissed for want of prosecution.

Rutherford Co., TN Marriage records: George Brown married Betsy Jane Todd on June 10, 1869.

150. Brown, Esther C. [Fleming] Died on or about October 11, 1866, intestate. [Cont'd from Vol. III].

Note: Her name was written as both Esther and Easter. Esther C. Fleming Brown married James M. Brown on January 5, 1829. They were divorced sometime between 1843 and 1849.

December 28, 1866, County Court and Enrolled Cases #1, pg. 58: James B. Brown; Robert S. Brown; James P. Griffin and wife Louisa [Brown] Griffin; and Elizabeth [Brown] Price vs John H. Herriford; Georgia E. Herriford; and Sallie E. Herriford. The petitioners were all children of the intestrix and the defendants were children of Josephine [Brown] Herriford (deceased), a daughter of the intestrix. On December 18, 1857, James M. Brown, paternal ancestor of the petitioners and defendants, did by his deed for the consideration of the love and affection for Esther C. [Fleming] Brown and her children and the sum of one dollar to him paid conveyed to Esther C. [Fleming] Brown for and during the term of her natural life and at her death to her children a house located on part of lot 63 in Murfreesboro. The defendants were entitled jointly to one the five shares. Since the house and lot could not be partitioned into five shares without great damage, the petitioners prayed for a decree to have the lot sold.

May 1867 term, County Court: The house and lot were auctioned off for \$1800.

July 9, 1869, County Court: The clerk reported that the purchaser of the house and lot had paid a total of \$1856 and the court issued a decree of title.

1850 Rutherford Co., TN Census, Murfreesboro: Esther Brown, 41; Robert Brown, 15; James Brown, 13; Elizabeth Brown, 11; Louisa Brown, 7; Jacob Herriford, 23 Stage Agent; Josephine Herriford, 17.

151. Brown, Mrs. Jane M. [Wade] Died bet. March 4, 1867 - January 4, 1872, testate.

Note: Widow of Isaac C. Brown who had died January 7, 1839, testate – see Vol. I. Isaac C. Brown married Jane M. Wade on November 4, 1824 in Rutherford Co., TN.

Will dated March 4, 1867. Will probated January 4, 1872. Executor: Richard W. Wade. Richard W. Wade renounced his right to qualify as executor. First: The executor was to pay her debts and funeral expenses as soon as practicable. Second: The testatrix directed that all her personal and real property be sold and the proceeds be divided equally among all her children and was to descend to their heirs.

February 4, 1872, County Court: The will of Mrs. Jane [Wade] Brown was presented for probate. The witnesses to the will had both died and it was necessary to bring in witnesses who could verify the signatures of the witnesses to the will so that it could be proven.

November 4, 1872, County Court: No one had qualified as executor for more than six months and the court appointed R. D. Jamison, the Public Administrator for Rutherford County, to take charge of the estate and manage it according to law.

December 3, 1872, County Court: The Public Administrator of Rutherford County with the will annexed presented an inventory of the real and personal property of the deceased's estate. She owned 65 acres of land and 23 acres of cedar land.

March 7, 1877, County Court: The Public Administrator presented a list of personal property sold at auction.

March 4, 1878, County Court: The Public Administrator made an estate settlement with the court. There was a balance due the estate of \$5408.79.

April 25, 1879, Chancery Court: R. D. Jamison, administrator of Jane M. [Wade] Brown; Marvin Reed and wife, Julie E. [Brown] Reed of the state of Wisconsin; Zach Freeman and wife, Kate [Brown] Freeman of the state of Alabama; J. B. Cowan and wife, Lucinda [Brown] Cowan, Franklin Co., TN; Louis Parrent and wife, Cornelia [Brown] Parent of the state of Alabama vs Robert P. Smith. The female complainants were heirs of Jane M. [Wade] Brown and their husbands joined them in the bill. Jane M. [Wade] Brown and Mrs. E. (Elvina) Z [Brown] Barlow, then a femme sole, had purchased from R. P. Smith a tract of land containing 62 acres. When Mrs. Elvina Z. [Brown] Barlow paid for her part, Mr. Smith executed a deed to William Overall dated March 16, 1872. The balance of the tract had been conveyed to Jane M. [Wade] Brown by deed dated August 26, 1871. In exchange, Mrs. Jane M. [Wade] Brown and her children conveyed to Mr. Smith the deed to a house and lot in Murfreesboro.

July 7, 1879, Chancery Court: January 10, 1870, R. P. Smith had sold Jane M. [Wade] Brown and Mrs. Elzina [Brown] Barlow a tract of land. They had paid for it in full. W[illiam] F. Overall had purchased the part owned by Mrs. Elvina Z. [Brown] Barlow. The land was surveyed and partitioned with Jane M. [Wade] Brown retaining title to her part. The deed to her part had never been registered.

August 18, 1879, County Court: The Public Administrator made a final estate settlement with the court. There was a balance due the estate of \$5282.72.

Rutherford Co., TN Marriage records: Joseph B. Cowan married Lucy F. Brown on August 31, 1858. Benjamin D. Barlow married Elvina Z. Brown on August 24, 1848. Marvin Reed married Julia E. Brown on March 1, 1854. Louis Parrent married Cornelia A. Brown on November 23, 1857.

1850 Rutherford Co., TN Census: Jane M. Brown, 45 Maryland; Julia Brown, 21; John Brown, 20 Cabinet Maker; Caroline Brown, 18; Richard Brown, 17; Lucinda Brown, 14; Catharine Brown, 12.

1870 Rutherford Co., TN Census, Dist. 18 (Fox Camp): Jane Brown, 72 Maryland; Joseph Cowan, 42; Lucy Cowan, 31; John Cowan, 10; Lula Cowan, 5; Edgar Cowan, 2; Geralda Barlow, 42 \$3900 real estate \$200 personal property; Edmund Johns, 26 farmer; Anna Johns, 21; Hatton Johns, 12.

1870 U. S. Census, Morgan Co., AL: Zach Freeman, 43 VA; Kate Freeman, 29 AL; Virgil Freeman, 9; Fred Freeman, 6; Gillie Freeman, 3; Ellen Garner, 23.

1880 U. S. Census, Sumter Co., AL: Lewis P. Parent, 68 VA; Cornelia Parent, 44 TN; Louisa Parent, 23; Kate S. Parent, 22; Bettie A. Parent, 21; Hartie Parent, 19; Marvin W. Parent, 11; Walter Parent, 9. All children born in Alabama.

152. Brown, James M. Died November, 1874, intestate.

Note: James M. Brown was divorced by his wife, Esther C. [Fleming] Brown sometime between 1843 and 1849 and she died on or about October 11, 1866 – see Vol. III and above.

June 7, 1875, County Court: The court assigned the Public Administrator to take charge of the intestate's estate as he had been dead over six months and no one had applied to administer the estate.

February 19, 1876, Chancery Court: R. D. Jamison, Public Administrator vs Robert Brown, residence unknown; James Brown and J. [James] P. Griffin and wife, Maria Louise and Elizabeth [Brown] Murfree and husband, all residents of Georgia; Mary [Brown] Watts and John K. Brown, a minor, both residents of Rutherford Co.; B. [Brank] L. Brown, a minor who lived in Georgia; the heirs of Josephine Herriford namely John Herriford, a minor living in Rutherford Co. and Ella [Herriford] who married Sam Barrett, Rutherford Co.; and Lilly [Herriford] who married Zack Dunn. Lilly [Herriford] Dunn lived in Atlanta, GA, and her husband lived in Rutherford Co.; John G. Primm; Jacob S. Golladay, administrator of John S. Cheatham (deceased), Nashville. J. M. Brown died in 1874. The intestate owned little personal estate and some real estate. The administrator of the estate declared it insolvent in January 1876. The estate owned a house and lot in Murfreesboro, two town lots in Grand Junction, TN; and 10 acres in Rutherford Co.. There was supposed to be some land in Arkansas but the administrator believed that taxes had consumed them. The complainant asked that a fraudulent conveyance from J. M. Brown (deceased) to his daughter, Mary M. Brown, afterwards Mary M. Watts, wife of Lewis Watts, of an alleged deed to 61 acres for the consideration of \$600. The complainant charged that no consideration ever changed hands making the conveyance a fraud. He asked that the conveyance be set aside. This was done and the land was sold at auction and the proceeds used to pay creditors and for a decree of sale for the other properties in Murfreesboro, Grand Junction and Rutherford Co..

October 25, 1878, Chancery Court: The amount of claims against the estate totaled \$11015.07.

May 23, 1879, Chancery Court: In a deposition, Mrs. Jane Bowman stated that Mary M. Brown kept house for her father about four years. She stated that Lewis Watts had died and that James M. Brown had two minor sons. Mary M. Brown was thirty-one years old as of April 1879.

May 14, 1880, Chancery Court: The administrator had found no personal property belonging to the estate. He had received some notes and accounts but they all were insolvent. The only remaining property was one lot and the Clerk & Master was appointed commissioner to sell the lot.

Rutherford Co., TN Marriage records: James M. Brown married Esther Fleming on January 5, 1829. James Brown married Mary M. Fleming on July 30, 1851. James Price married Elizabeth Brown on April 11, 1860. Jacob H. Harriford married Josephine Brown on December 20, 1849. L. C. Watts married Mollie Brown on December 22, 1872. Henry T. Dunn married Lillie Herriford on March 22, 1872. Samuel T. Barrett married Ellen Herriford on July 14, 1872.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 3: James M. Brown, 50 Grocery Merchant; Mary M. Brown, 21; John K. Brown, 41; Brank Brown, 9 (m).

153. Brown, James M. vs Mary M. [Fleming] Brown – Divorce: March 16, 1867.

Note: James M. Brown first married Esther C. (Fleming) Brown and divorced [see above] and died November 1874 [see above].

Circuit Court Enrolling Docket #2, pg. 524: Correction: The couple was married in October 1853 and when the wife left in 1863, she abandoned three small children.

Rutherford Co., TN Marriage records: James Brown married Mary M. Fleming on July 30, 1851.

154. Brown, John vs Margaret A. Brown – Divorce.

October 26, 1871, Chancery Court: Margaret Brown had abandoned her husband and lived apart from him. The court issued a decree of divorce.

155. Brown, John Died September 15, 1876, testate.

Note: Owner of Browns Mill near Lascassas, TN. John Brown, born in Virginia, married twice. His first marriage ca 1818 was to Margaret "Peggy" Osborne of Virginia, who died in 1827. His second wife, was Margaret Gilliam, who died 1857, the daughter of William Gilliam

Will dated May 13, 1871. First codicil dated December 25, 1871. Second codicil dated September 7, 1876. Will presented for probate October 2, 1876. Item first: The testator wanted all debts and funeral expenses paid with the first money that came into the hands of the executor. Item second: The testator directed that all his personal property be sold by his executor. Item third: The testator directed that his executors sell all his real estate on credit of one, two and three years. Item fourth: The testator directed that all his property both real and personal be sold at auction. Item fifth: The testator directed that the net residue of the entire estate be equally divided as follows: One share to each of his surviving children. One share to the children of his children that had died to be equally divided. Instead of giving one share to his son, John F. Brown, the testator gave it to his children. The testator listed the following advancements: John F. Brown, son, \$2705.75; George A. Brown, son, \$2071; Reps O. Brown, son, (deceased), \$2603.66; Robert F. Brown, son, \$2750; William Jones, son-in-law, and wife, Lavinia [Brown], \$1178; Edmund G. Brown, son, \$3220; D. R. Patterson, son-in-law, and wife, Anna V. [Brown], \$50. In the distribution of the proceeds, the executors were to take into account advancements and make all heirs equal. Item sixth: The testator nominated George A. Brown, son, and William Jones, executors. First codicil: The testator replaced the fifth item of the will specifying that one share of the entire residue to go the children of John F. Brown to be equally divided among them by bequeathing \$800 to his son, George A. Brown, as trustee for the sole and separate use of Sally Ann [Brown], daughter of the testator's son, John F. Brown, to have and to hold the same free from the right and control of her husband, if she were to marry. Second codicil: The testator rescinded the bequest of \$800 to his son, George A. Brown as trustee for Sally Ann Brown, and reinstated the bequest of one share of the residue of the estate to the children of John F. Brown.

October 2, 1876, County Court: The will of John Brown (deceased) was presented for probate, was proven and recorded. George A. Brown and William A. Jones qualified as executors.

January 10, 1877, County Court: The administrator presented an inventory and a list of personal property sold at auction.
December 10, 1877, County Court: G. [George] A. Brown, executor, presented the court an account of the sale of real estate that included a lot in Columbia, a tract of 258 acres and nine small tracts totaling about 230 acres. The inventory also listed a \$6000 judgment against the Murfreesboro, Milton and Liberty Turnpike Company that was listed as doubtful.
December 4, 1878, County Court: The administrator presented the court a list of personal property sold at auction. There was a very large amount of personal property sold.
December 5, 1878, County Court: A sale list of real estate of John Brown (deceased) was presented to the court. He sold a tract of 258 acres for \$35.35 per acre and nine tracts totaling 210 acres for prices varying from \$31.50 per acre to \$5.05 per acre.
March 3, 1879, County Court: R. [Robert] S. Donnell was appointed guardian for Ada V. Brown, Sallie M. Brown, Robert E. Brown and Mattie L. Brown, minor children of R. O. Brown (deceased) and heirs at law of John Brown (deceased).
March 3, 1880, April 8, 1881, County Court: R. [Robert] S. Donnell, guardian for minor children of R. O. Brown (deceased) and heirs at law of John Brown (deceased), made a settlement with the court. Ada V. Brown was about to become of age.
June 9, 1880 & November 12, 1881, County Court: J. N. Loughry, guardian for Anna Brown, minor child of John F. Brown and heir at law of John Brown (deceased), made a settlement with the court.

August 2, 1880, County Court: G. A. Brown and W. A. Jones, executors of John Brown (deceased), made a partial settlement with the court. The estate had a balance of \$17,240.59.

Brown Cemetery, west of Lofton Rd.: John Brown (owner of Browns Mill), 25 Apr 1797 - 15 Sep 1876 & wife, (married October 1830), Margaret Gilliam, 14 July 1805 - 16 Aug 1857. J. N. Loughry (a school teacher), 28 Mar 1826 - 11 Oct 1896, & wife, Adriana A. [Brown] Loughry, 22 Sep 1834 - 10 Oct 1877.

1850 Rutherford Co., TN Census, Browns Mill Dist.: John Brown, 52 VA; Margaret Brown, 45 NC; George Brown, 18; Adriana Brown, 15; Robert Brown, 14; Edmond Brown, 11; Lavinia Brown, 7; Ann Brown, 5; Mary Weatherford, 50 VA.

Tennessee Marriage records: John Brown married Margaret Gilliam on November 20, 1830 in Wilson Co.

Rutherford Co., TN Marriage records: John F. Brown married Amanda M. Northcott on September 9, 1844. W. A. Jones married V. G. Brown on July 14, 1858. Rev. D. R. Patterson married Anna V. Brown on January 15, 1867. J. N. Loughry married A. A. Brown on April 17, 1851.

156. Brown, Larry (colored) Died March 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: Larry Brown (colored), 60 VA, slave died in March 1850 in Browns Mill Dist. of pneumonia.

157. Brown, Maria (colored) vs Moses Brown (colored) – Divorce.

July 11, 1871, Circuit Court: The couple was married in 1867. The defendant became abusive, cruel and a drunk. He finally abandoned her. A decree of divorce was issued.

Rutherford Co., TN Marriage records: Moses Brown married Maria Brown on August 21, 1865.

158. Brown, McClintock Died about 1874, intestate in Franklin Co., TN.

March 26, 1877, Chancery Court: George A. Brown vs A. J. Mason. In an undated deposition to the above case, Elizabeth Brown testified that her father, McClintock Brown, had died in Franklin County about two years and three months previously. G. A. Brown had been her brother.

1860 U. S. Census, Maury Co., TN: McClintock Brown, 65 SC; Margaret Brown, 75; Elizabeth Brown, 40.

159. Brown, Philip J. Died July 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: Philip J. Brown, 32, farmer, born in VA, died July 1849 of consumption.

160. Brown, Reps O. Died between April 13 and June 1, 1868, testate. [Cont'd from Vol. III].

Note: Reps O. Brown was the son of John Brown, owner of Browns Mill near Lascassa, TN. Widow: Mary E. [McAdoo] Brown
Executor: Samuel McAdoo. Children: Eugenia P. Brown, Charles T. Brown, Ada V. Brown, Sarah M. Brown, Robert Lee Brown, Mattie L. Brown.

December 6, 1875, County Court: Joseph S. Smith, administrator of the deceased who in his lifetime was guardian for Euda Brown, a minor heir of R. O. Brown (deceased), made an estate settlement with the court.

March 3, 1879, County Court: R. [Robert] S. Donnell was appointed guardian for Ava V. Brown, Salie M. Brown, Robert E. Brown and Mattie L. Brown, minor children of R. O. Brown (deceased) and heirs at law of John Brown (deceased).

March 3, 1880, April 4, 1881, April 8, 1881, County Court: R. [Robert] S. Donnell, guardian for the minor children of R. O. Brown (deceased) and heirs at law of John Brown (deceased), made a settlement with the court.

161. Bryant, Henderson (colored) Died on or about April 12, 1874, intestate.

May 4, 1874, County Court: The court noted the death of Henderson Bryant (colored) and appointed Jasper N. Bryant (colored) and Joseph E. Bryant (colored) as his administrators. They gave bond for \$1600 with Henry Bryant and James K. Bryant as securities.

March 3, 1875, County Court: The administrator presented an extensive inventory and list of the personal property sold at auction.

March 26, 1877, County Court: Joseph E. Bryant of Wilson Co.; Jasper N. Bryant of Davidson Co.; administrators and heirs of Henderson Bryant (deceased); James K. Bryant of Wilson Co.; Henry Bryant and Sherard R. Bryant of Rutherford Co. vs Henderson R. Bryant of Michigan; George W. Bryant of Kentucky, a minor without guardian. Henderson Bryant had died intestate on or about April 12, 1874. Petitioners and defendants were his only children and heirs at law. The administrators asserted that the estate was insolvent and petitioned to sell real estate to pay debts.

May 8, 1877, County Court: J. E. & J. N. Bryant & others vs H. R. Bryant & G. W. Bryant. The clerk was to determine if all the heirs were before the court, the amount of outstanding debts and if it would be necessary to sell land to pay the debts.

July 2, 1877, County Court: Joseph E. and J. N. Bryant, administrators of the estate, made an estate settlement with the court.

July 3, 1877, County Court: J. E. & J. N. Bryant & others vs H. R. Bryant and G. W. Bryant. The clerk reported that the personal assets of the deceased were insufficient to pay the indebtedness of about \$1500 and recommend that the land be sold and after the debts were paid the remaining money would be divided equally among the seven heirs. The deceased owned tracts of 263 acres, 77 acres, 15 acres and 93 acres in Rutherford County and about 72 acres in Davidson County. He left surviving him Joseph E. Bryant, Jasper N. Bryant, James E. Bryant, Henry Bryant, Sherod Bryant, Henderson R. Bryant and G. W. Bryant, the last a minor without guardian. The court ordered the sale of the land.

September 4, 1877, County Court: J. E. & J. N. Bryant & others vs H. R. Bryant and G. W. Bryant. The commissioner sold three tracts, two containing 4 acres each in McWhitersville, Davidson Co. and another of 68 acres on the outskirts of the same village. Joseph E. Bryant (colored) purchased the largest tract for \$5.10 per acre. The south 4-acre lot in the village sold for \$70 per acre and the north 4-acre lot sold for \$86 per acre. The commissioner at a later date sold the land in Rutherford County. The 77 acre tract known as "Higgins Ridge" was sold to Henry Bryant (colored) for \$2.75 per acre. Henry Bryant (colored) also purchased the home tract of 63 acres for \$5 per acre. S. R. Bryant purchased a 60-acre tract for \$5 per acre. James R. Bryant purchased a 76 acre tract for \$3.25 per acre. J. N. Bryant purchased a 51 acre for \$5.25 per acre. J. N. Bryant purchased a 63 acre tract for \$9.25 per acre.

November 6, 1877, County Court: J. E. & J. N. Bryant, et al. vs H. R. Bryant and G. W. Bryant. The court rescinded the bids on nine tracts of land and on September 27, 1877 began to receive bids on the entire tract. J. E. Bryant purchased the entire tract for \$4225.

January 6, 1880, County Court: J. E. & J. N. Bryant & others vs H. R. Bryant & G. W. Bryant. The former clerk of the court was instructed to pay to H. R. Bryant, Mrs. A. C. Gillum, Edward H. East and A. G. Merritt the sum of \$300 as part of their distributive share of the estate of Henderson Bryant (deceased).

July 7, 1880, County Court: J. E. Bryant & J. N. Bryant et als, heirs of Henderson Bryant (deceased) vs H. R. Bryant and G. W. Bryant, heirs of Henderson Bryant (deceased). G. S. Stansfield had paid \$387 for a lot in McWhitersville in Davidson County. The court divested title from all persons, children and heirs at law of Henderson Bryant (deceased) and vested it in G. S. Stansfield.

February 17, 1885, County Court: Joseph E. Bryant, Wilson County, who had purchased nine tracts of estate and Mrs. A. C. Gillum who had purchased one tract had paid all their purchase money and title was divested from Jasper N. Bryant, Davidson Co.; James K. Bryant, Wilson Co.; Henry Bryant and Sherwood R. Bryant, Rutherford Co.; Henderson R. Bryant, Michigan; and George W. Bryant, Kentucky, and the children and heirs at law of Henderson Bryant (deceased) and title was vested in the purchasers.

Rutherford Co., TN Marriage records: (colored) Henry W. Bryant married Margaret Cole on December 26, 1853.

1850 Rutherford Co., TN Cemsus, Sanders Dist.: (all Mulatto) Henderson Briant, 42; Mary A. Briant, 38 KY; Henry W. Briant, 18; William F. Briant, 17; Jasper N. Briant, 15; Joseph E. Briant, 13; James K. Polk Briant, 9; Henderson R. Briant, 6; Sherrod R. Briant, 1; Margaret E. Cole, 15 KY.

1860 Rutherford Co., TN Census, Dist. 1 (Sanders): (all Mulatto) Henderson Bryant, 52; Joseph Bryant, 23; James Bryant, 18; Richmon Bryant, 16; Ira Bryant, 12; Elizabeth Bryant, 17.

1870 Rutherford Co., TN Census, Dist. 1 (Sanders): [all Mulatto] Henderson Briant, 58; Billy Briant, 20.

162. Bryant, Mary (colored) Died February 1860, unknown.

Note: This may have been the wife of Henderson Bryant (died 1874, see above).

Rutherford Co., TN US Census Mortality Schedules: Mary Bryant, 40, married, born in KY, free Mulatto, died February 1860 of "dead palsy."

163. Bryant, Mary (colored) Died April 1860, intestate.

Rutherford Co., TN US Census Mortality Schedules: Mary Bryant, 8, free Mulatto, died April 1860 because of "whiskey."

164. Bryant, Polly (colored) Died December 13, 1870, unknown.

January 2, 1871, County Court: The commissioner's report on the poor house noted the death of Polly Bryant (colored) on December 13, 1870.

165. Buchanan, Aaron (colored) Died January 6, 1876, intestate.

April 3, 1876, County Court: The Commissioners of the Poor House reported that Aaron Buchanan (colored) had died on January 6, 1876.

166. Buchanan, Beulah Died before October 31, 1872, intestate.

Note: Beulah Buchanan was the daughter (about 7 years old) of James B. Buchanan, Jr. (deceased) – see below and his widow, Cora [Duncan] Buchanan.

October 31, 1872, Chancery Court: G. [George] W. Buchanan & W. B. Hudson vs Henry Gregory. The death of Beulah Buchanan was admitted by the defendant. A guardian ad litem was appointed for Alice E. Buchanan, Edward H. Buchanan, Belle E. Buchanan and Charles B. Buchanan.

167. Buchanan, James B., Sr. Died in 1863, testate. [Cont'd from Vol. III].

Note: Widow: Letitia "Letty" Buchanan (see below). The citations and names of the documents in the cases of James B. Buchanan, Jr. and his father, James B. Buchanan, Sr., are similar and are intermingled in the records. The widow of James B. Buchanan, Jr. was Cora [Duncan] Buchanan.

October 25, 1878, Chancery Court: An accounting of the estate showed that there remained \$2874.19 in unpaid debts and it would be necessary to sell additional real estate of pay them.

December 26, 1878, Chancery Court: Henry Gregory, administrator vs A. H. Buchanan et al. On December 7, 1878, the Clerk & Master auctioned several tracts of land as follows: Lot #1, 65¼ acres. ¼ of an acre had been reserved for a graveyard and was not sold. The lot sold for \$17 per acre. Lot #2, 86¼ acres, \$12 per acre; Lot #3, over 43 acres, \$10 per acre; Lot #4, over 106 acres, \$6 per acre.

April 22, 1880, Chancery Court: J. B. Buchanan et al vs A. [Alexander] H. Buchanan and others. Lot #1 had been paid for and title was divested from Alexander H. Buchanan; John [H.] Buchanan; G. [George] W. Buchanan; Ada L. [Buchanan] Payne; H. Buchanan and wife, Carry Buchanan; Cora Birthright, formerly Cora [Duncan] Buchanan; Willie Ross, Joseph Ross; James Ross, heirs at law of James B. Buchanan (deceased) and vested it in J. K. Hibbets.

Tennessee Marriage records: Andrew B. Payne married Ada Buchanan on September 13, 1866 in Rutherford Co. Mrs. Cora Buchanan married Claiborne A. Birthwright on December 22, 1873 in Wilson Co. John A. Ewing married Caroline E. Buchanan on July 6, 1853 in Rutherford Co. J. H. Buchanan married Mrs. Carrie Ewing on November 12, 1874 in Rutherford Co.

168. Buchanan, Letitia Died before August 29, 1870, intestate.

Note: Widow of James B. Buchanan, Sr. (deceased) who died in 1863, testate. (See Vol. III & above).

August 29, 1870, County Court: A. [Andrew] B. Payne, administrator of Letitia Buchanan (deceased), submitted a listing of personal property sold at auction.

January 5, 1874, County Court: The court noted that A. B. Payne, who had been appointed her administrator at a previous term of the court, had died. The court appointed A. Davis as administrator de bonis non and he provided a \$500 bond with William N. Mason and A. [Alexander] H. Buchanan as securities.

November 10, 1881, County Court: A. Davis, administrator de bonis non of the estate of Lettie Buchanan (deceased), made a report to the court that no assets of any kind had come into his hands.

169. Bumpus, Robert W. Died before November 1, 1858, intestate. [Cont'd from Vol. II].

Note: The widow: Sarah Bumpass Administrator: William W. Earthman

October 21, 1884, County Court: J. [John] E. H. Bumpus vs Mrs. Mickie [Bumpus] Mitchum and husband, W. E. Mitchum. Robert W. Bumpus died leaving a widow, Mrs. Sarah K. Bumpus who died August 12, 1884. J. E. H. Bumpus and Mrs. Mickie [Bumpus] Mitchum were his only children. At his death, the intestate owned a house and lot in Murfreesboro on the corner of Burton and Spring streets. The house was occupied by the widow as her dower until the day she died. Petitioner asked that the house and lot be sold for partition. The court agreed and the house and lot were sold on December 1, 1884 for \$1200 to Mrs. M. J. Mitchum who paid the whole amount in cash.

Rutherford Co., TN Marriage records: W. E. Mitchum married Mickie Bumpus on December 18, 1872. William W. Earthman married Elizabeth J. Bumpass on October 26, 1847.

1870 Rutherford Co., TN Census, Murfreesboro: Sarah Bumpass, 48 VA; John Bumpass, 18; Mickie Bumpus, 15; and others.

170. Burkes, James Died before July 1, 1872, unknown.

July 1, 1872, County Court: A. B. Witherspoon, Esq. was awarded \$5 for summoning a jury and holding an inquest over the body of James Burkes (deceased).

1870 Rutherford Co., TN Census, Dist. 23: James Burks, 29 Farmer; Margaret Burks, 27; Thomas Burks, 9; William Burks, 7; Matilda Burks, 3.

171. Burleson, Isaac Died January 24, 1865, intestate. [Cont'd from Vol. III].

July 7, 1875, County Court: Mrs. Julia A. [Holloway] Burleson, guardian for Katie A. Burleson, a minor child of Isaac Burleson (deceased), made a final settlement with the court. She owed her ward \$3969.83.

172. Burnett, Berry Died November 1859, unknown [Cont'd from Vol. II].

Rutherford Co., TN US Census Mortality Schedules: Berry Burnett, 34, married, died November 1859, after being shot.

173. Burnett, Isabella [Rucker Winston] vs John Burnett – Divorce

March 18, 1876, Circuit Court: The couple were married December 21, 1871 and lived together for four years. The defendant falsely accused the complainant of adultery. The court rendered a decree of divorce.

Rutherford Co., TN Marriage records: John Burnett married Isabell C. Winston on December 21, 1871. [**Note:** Isabella Rucker was the daughter of Thomas & Mirah Rucker, and widow of Samuel Winston].

174. Burnett, Martha Died before October 2, 1871, unknown.

October 2, 1871, County Court: J. L. McKnight received \$6 for coffin and burying Martha Burnett, pauper.

175. Burns, John M. Died May 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: John M. Burns, 28, died May 1850 of consumption.

176. Burns, Mrs. Susan Died September 1880, unknown.

Rutherford Co., TN US Census Mortality Schedules: Mrs. Susan Burns, 30, died September 1880 of Typhoid Fever.

177. Burrus, Eliza [Ready] Died March 6, 1875, intestate.

Note: Widow of Lafayette Burrus who died October 7, 1854 – see Vol. II & III. She was daughter of Charles, Sr. & Mary Ready.

April 6, 1875, County Court: The court noted the death of Eliza [Ready] Burrus and appointed [her son] Lafayette Burrus as administrator of her estate.

June 9, 1875, County Court: The administrator of the estate presented the court an inventory of the estate of Mrs. Eliza Burrus (deceased). All the personal property was subject to the use of Lafayette Burrus and F. [Fletcher] R. Burrus for the year 1875 as they were the survivors of a partnership with the intestate.

October 25, 1875, Chancery Court: W. [William] L. Burrus & others, heirs of LaFayette Burrus and Eliza [Ready] Burrus (deceased) vs Horace E. Palmer & others, heirs of LaFayette Burrus and Eliza [Ready] Burrus (deceased). Witnesses had testified that the 203-acres dower tract of Mrs. Eliza Burrus (deceased) could not be equitably divided and recommended it be sold for partition of the proceeds. Mrs. Burrus had purchased a 9 acre tract of cedar land and a 20 acre tract of cedar land that also could not be partitioned among the heirs. The court directed the sale of the dower tract for \$25 per acre, the 20 acre tract for \$8 per acre and the 9 acre tract for \$5 per acre.

April 28, 1876, County Court: Lafayette Burrus, administrator of the estate, conducted an auction of the personal estate.

November 1, 1876, Chancery Court: W. L. Burrus & others vs H. E. Palmer & others. The 203 acres where Mrs. Eliza [Ready] Burrus lived when she died was sold at auction on October 7, 1876. W. L. Burrus & Lafayette Burrus purchased it for \$25 per acre. They also purchased a 9-acre cedar tract for \$45. A 20-acre tract of cedar land did not sell for the \$8 per acre minimum.

February 3, 1879, County Court: The administrator of the estate made an estate settlement with the court:

Burrus Cemetery, Asbury Lane: Fayette Burrus, b. Amherst Co., VA 21 Nov 1799, d. 7 Oct 1854, & wife, Eliza Ready Burrus, b. Rutherford Co., 31 Jan 1805, d. 7 Mar 1875.

178. Burrus, James R. Died in October 1865, testate in Yazoo City, MS. [Cont'd from Vol. III].

Note: Widow Laurentina O. Burrus Children: Charles Burrus; Joseph Burrus; James R. Burrus, Jr.; Viola Walker Burrus; Eliza Tawgleton Burrus Nephews & Executors: James H. Burrus, William L. Burrus, William Anderson.

June 2, 1875, Chancery Court: The commissioner reported that the \$21,000 purchase price for land sold on December 16, 1869, had been paid. The original purchaser, W. J. Anderson, had transferred the tract of land to W. Y. Elliott and his wife, Adaline. W. Y. Elliott later conveyed his one-half interest to Thomas A. Elliott. Title was divested from all the heirs at law and devisees of James R. Burrus (deceased) and all the heirs at law of W. [William] C. J. Burrus (deceased) [brother of James R. Burrus - see Vol. II].

179. Burrus, Lafayette Died October 7, 1854, intestate. [Cont'd from Vols. II & III].

Note: Widow, Eliza [Ready] Burrus, deceased 1875 - see above.

September 22, 1875, Chancery Court: William L. Burrus; Fletcher R. Burrus; Lafayette Burrus; George W. Howse & wife, Elizabeth [Burrus] Howse; James M. Alexander & wife, Fannie A. [Burrus] Alexander; residents of Rutherford Co. and Robert A. Burrus, Memphis, TN; and Lucien B. Burrus, AR vs Horace E. Palmer, a minor in Rutherford Co.; Lafayette B. Lytle and Frank H. Lytle, Jr., minors in Shelby Co., TN; Henry McCulloch and Philip D. McCulloch, Jr., non-residents of Tennessee; Turner Hogg & wife, Eliza [McCulloch] Hogg; Mattie McCulloch and Edgar McCulloch, Gibson Co., Tennessee. Complainants stated that they were the lawful children of Lafayette Burrus (deceased) except George W. Howse and James M. Alexander, whose wives were daughters of the deceased. They also stated that Horace E. Palmer was the only living child of Ophelia M. [Burrus] Palmer (deceased), wife of J. B. Palmer. Fayette B. Lytle and Frank H. Lytle, Jr. were the only surviving children of Sophia E. [Burrus] Lytle, daughter of Fayette Burrus (deceased) and wife of Frank H. Lytle, Sen. Henry McCulloch, Philip D. McCulloch, Jr., Eliza [McCulloch] Hogg, wife of Turner Hogg, Mattie McCulloch and Edgar McCulloch were the only surviving children of Lucy V. [Burrus] McCulloch, daughter of Fayette Burrus (deceased) and wife of Philip D. McCulloch, Sen. Lafayette Burrus (deceased) left another son, Joseph C. Burrus, surviving him but he died after his father. Lafayette Burrus had died leaving valuable real and personal estate. His widow had dower assigned that included the homestead with appurtenances and contained 203 acres. Eliza [Ready] Burrus had resided on the dower until her death on March 6, 1875. The balance of the real estate had all been sold for distribution.

October 20, 1875, Chancery Court: W. L. Burrus & others vs Horace E. Palmer & others. All the minors in the case were without guardians so a guardian ad litem was appointed for all of them.

180. Burrus, William C. J. Died May 25, 1859, intestate. [Cont'd from Vols. II & III].

Note: He never married. He was the son of Joseph Burrus [see Vol. I]. James R. Burrus, only surviving brother and administrator.

October 6, 1875, Chancery Court: William Elliott and Thomas A. Elliott vs W. J. Anderson. At a sale of the lands of W. C. J. Burrus (deceased) some years previously, W. J. Anderson had purchased a large tract of land. After having made some partial payments on the notes, W. J. Anderson sold the land on December 29, 1870 to W. Y. Elliott and T. A. Elliott there being a large amount of purchase money owed by W. J. Anderson. A deed was made to W. Y. Elliot and [wife] Adeline Elliott, the later named substituted by direction of T. A. Elliott who in fact made all the payments for the undivided half of the land that W. Y. and T. A. Elliott had purchased. They gave notes and transferred property in payment. One of the notes given had been originated by H. C. Greene and it was placed in an attorney's hands for collection. A judgment was obtained on March 16, 1872 for \$1597.50 plus \$13.10 costs. Execution was levied on the undivided interest of H. C. Green in a 225 acre tract of land descended to him from his father, James H. Greene (deceased). H. C. Greene's interest was purchased by F. [Fletcher] R. Burrus for \$1672.25. The purchase, however, was not for him but upon an understanding by William Elliot and Thomas Elliott, W. J. Anderson, and the heirs of W. C. J. Burrus (deceased).

181. Burrus, Martha L. Died March 5, 1849, intestate.

Tennessee Telegraph, March 10, 1849: On the evening of March 5, 1849, of Typhoid Fever, Miss Martha L., daughter of Mrs. L. F. Burrus, of this vicinity.

Burrus Cemetery, Asbury Lane: Martha Burrus, 22 Oct 1833 - 5 Mar 1849 [daughter of Lafayette and Eliza [Ready] Burrus.

182. Butler, Caroline (colored) Died July 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: Caroline Butler, 17, slave, died July 1849, of consumption.

183. Butler, Henry W. Died between August 16 and September 8, 1876, testate.

Will dated August 16, 1876. Will submitted for probate September 8, 1876. After all just debts were paid, the testator willed \$5 each to his mother, Nancy E. [Campbell] Butler; his brothers, John S. Butler; W. R. Butler; T. O. Butler; and Sol. S. Butler. He also gave \$5 each to his sisters, Laura [Butler] Turner and Lucy [Butler] Satterwhite. The remainder of his effects was to go to his sister, Bettie O. Butler. The testate appointed his brother, John T. Butler, as his executor to serve without bond.

February 5, 1877, County Court: The executor appointed by the testator came into court and qualified.

1850 Rutherford Co., TN Census, Barfield Dist.: William S. Butler, 52 NC; Nancy Butler, 37; John Butler, 18; W. R. Butler, 16; Thomas O. Butler, 13; Joseph Butler, 11; Saul Butler, 9; Nancy L. Butler, 7; Lucy C. Butler, 5; Henry Butler, 1; Samuel C. Gentry, 27 School teacher.

Butler Cemetery, Barfield Rd. & Hwy 231S: Henry W. Butler, 1850-1876. William S. Butler, 26 Mar 1789 - 30 Jan 1873, & wife, Nancy E. Campbell Butler, 14 Feb 1812 - 22 Oct 1888.

184. Butler, Thomas O. Died May 25, 1865, intestate. [Cont'd from Vol. III].

Note: Widow & Administratrix: Mrs. Permelia M. [Ware] Butler. He was the son of William S. & Nancy E. [Campbell] Butler and brother to Henry W. Butler (deceased) - see above.

January 5, 1875, County Court: Commissioners set apart for Thomas O. Butler, Jr. his share of the real estate of his father, Thomas O. Butler (deceased), that was held in common with four minor heirs. Mrs. Permelia M. Butler had previously had her dower set aside. Three lots were in his share, one containing 16 acres, a second containing 26 acres of cedar land and the third contained less than one acre. They also gave him \$2560 of the notes from the sale of the house and lot on the northeast corner of the Public Square in Murfreesboro. This amount was the remainder after Mrs. P. M. Butler had been paid \$2656.51 in accordance with the decree ordering the sale.

June 3, 1875, Chancery Court: Mrs. P. M. Butler, administratrix of Thomas O. Butler (deceased) vs Thomas O. Butler et als. The purchase money for lots # 19 & 20 in the town plan, \$5017, had been paid. From this, \$2656.51 was paid to William B. Lillard and \$250 was paid for attorney fees and \$1904.79 was paid to Thomas O. Butler. The court divested title to the brick store house and the grounds thereto from the administratrix and all the children and heirs of the deceased.

April 6, 1875, County Court: I. [Isaac] H. Butler was removed as guardian for James M. Butler, Watson Butler, Mary E. Butler and Ella L. Butler, minor children of Thomas O. Butler (deceased), for failure since January to appear in court and provide additional security for his guardian bond. The Public Administrator was assigned their guardianship and I. [Isaac] H. Butler was ordered to deliver up his ward's estate to the Public Administrator.

September 7, 1875, County Court: [Mary] Emma Butler vs James Butler, Watson Butler and Ella Butler, minors under guardianship of H. [Henry] H. Norman. Thomas O. Butler died in May 1865. He left surviving him a widow, Permelia M. Butler, who had received her dower and four of his children to wit: I. [Isaac] H. Butler, W. [William] L. Butler, Thomas O. Butler and Maria [Butler] Carney, had by decree of the court had their shares of the real estate assigned to them. The balance of the land was held in common by the petitioner and the three minor children. The entire tract had consisted of 460 acres. Emma Butler had become of age and wanted her share of the remaining lands set apart for her in severalty. Commissioners were to make the partition.

May 7, 1877, County Court: Emma Butler vs James Butler, Watson Butler et al. Commissioners set apart 110 acres of real estate as her full share of the land previously held in common with James Butler, Watson Butler and Ella Butler.

May 7, 1877, County Court and Enrolled Cases #2, pg. 415: James M. Butler vs Watson Butler, Ella L. Butler and H. [Henry] H. Norman. Thomas O. Butler (deceased) left surviving him eight children who inherited his real estate after the dower had been set aside. The older children had received their shares. There remained about 360 acres owned in common by James M. Butler and Watson Butler & Ella L. Butler. James M. Butler was of age and the other minors were nearly of age. The guardian asked that the land be partitioned among the three and the court agreed and appointed commissioners to make the partition.

June 4, 1877, County Court: The partition of the land was as follows: Ella L. Butler, 95 acres in one tract and 17 acres in a second. James M. Butler, 116 acres in one tract and 16 acres in a second. Watson Butler, 89 acres and 21 acres in a second. The commissioners directed that a double log home on large tract of James M. Butler be moved at his expense. Watson Butler received the double crib and small log stables in the barn lot of Ella L. Butler to be moved at his expense.

September 10, 1877, County Court: H. [Henry] H. Norman, guardian for Mary E. Butler, Ella L. Butler, James M. Butler and Watson Butler, minor heirs of Thomas O. Butler (deceased), made a settlement with the court.

February 5, 1879, County Court: Thomas O. Butler was appointed guardian of Watson Butler and Ella Butler, minor children of Thomas O. Butler (deceased), in the room and stead of H. [Henry] H. Norman who had been permitted to resign.

March 5, 1879, April 5, 1880, County Court: H. [Henry] H. Norman, guardian for Ella Butler and Watson Butler, minor children of Thomas O. Butler (deceased), made a settlement with the court.

October 3, 1881, County Court: Thomas O. Butler, guardian for Ella Butler, a minor heir of Thomas O. Butler (deceased), renewed his guardian bond.

1870 Rutherford Co., TN Census, Dist. 11 (Barfield): P. M. Butler (f), 48 LA; Emma Butler, 15; Jane [James?] Butler, 13; Watson Butler, 11; Ella Butler, 9.

Evergreen Cemetery, Murfreesboro: T. O. Butler, 20 Apr 1807 - 25 May 1865, & wife, Permelia Ware Butler, 8 Aug 1820 - 18 Mar 1900.

185. Butler, William S. Died January 30, 1873, intestate.

March 5, 1873, County Court: The court noted the death of W. S. Butler and appointed W. R. Butler as administrator.

November 12, 1873, Circuit Court: John C. Brown, assignee vs W. Binford, W. R. Butler, administrator of William S. Butler (deceased) and J. M. Avent. The defendants confessed judgment in favor of the plaintiffs in the amount of \$516 plus \$42.25 interest. The court considered that the plaintiffs were to recover the entire amount from the defendants plus court costs.

December 1, 1873, County Court: W. R. Butler, administrator, and others vs Bettie O. Butler and others. Bettie O. Butler was a minor and the court appointed a guardian ad litem.

December 3, 1873, County Court and Enrolled Cases #3, pg. 128:: W. R. Butler, administrator, and others vs Bettie O. Butler and others. Nancy [Campbell] Butler, widow of the intestate, petitioned for dower from her husband's estate that contained between 1100-1200 acres. W. R. Butler; Laura A. [Butler] Turner, wife of Robert Turner; Henry W. Butler; Sol S. Butler; John S. Butler; Lucy C. [Butler] Satterwhite, wife of Sol T. Satterwhite; Betty P. Butler and Thomas O Butler were the children and heirs of William S. Butler (deceased) and were tenants in common of the remainder of the land after the dower had been set. The court appointed commissioners to set aside the widow's dower and to partition the remainder among the children and heirs. Thomas O. Butler was a citizen of New York and a creditor of his had caused an attachment to be levied against his share of his father's estate.

January 6, 1874, County Court: The commissioners reported they had set aside dower land for Nancy Butler in the amount of 338 acres and partitioned the remaining land among the following to wit: John S. Butler, W. R. Butler, T. O. Butler, Henry W. Butler, Solomon S. Butler, Laura [Butler] Turner, Lucy C. [Butler] Satterwhite, and Bettie Butler.

October 20, 1875, Chancery Court: M. [Minos] L. Fletcher vs S. [Solomon] S. Butler. In compliance with a decree of April term of this court, the Clerk & Master auctioned on September 6, 1875, lots 8 and 9 of the division of the lands of W. S. Butler (deceased). Both lots contained 49 acres. M. [Minos] L. Fletcher purchased the land for \$1217.41 but did not pay any money except \$49.58 for costs and commissions. He credited the purchase price against his judgment against S. S. Butler for the sum of \$1169.82 and afterwards transferred his bid to J. W. Cox. A decree of title was issued.

Rutherford Co., TN Marriage records: S. T. Satterwhite married Lucy Butler on December 7, 1870. Dr. R. [Robert] J. Turner married Laura Butler on October 31, 1866.

1850 Rutherford Co., TN Census, Barfield Dist.: William S. Butler, 52 NC; Nancy Butler, 37; John Butler, 18; W. R. Butler, 16; Thomas O. Butler, 13; Joseph Butler, 11; Saul Butler, 9; Nancy L. Butler, 7; Lucy C. Butler, 5; Henry Butler, 1; Samuel C. Gentry, 27 School teacher.

Butler Cemetery, Barfield Rd. & Hwy 231S: Henry W. Butler, 1850-1876. William S. Butler, 26 Mar 1789 - 30 Jan 1873, & wife, Nancy E. Campbell Butler, 14 Feb 1812 - 22 Oct 1888.

186. Byers, Fredonia Died before January 20, 1874, intestate.

January 20, 1874, Chancery Court Enrolled Cases #4, pg. 374: J. H. Fulghum vs Charles E. Byers. Fredonia Byers had owned a house and lot in Murfreesboro. When she died, it had descended to her two sons, William Byers and Charles E. Byers, and her daughter, Bell [Byers] Mosely, a feme sole. J. H. Fulghum had purchased the shares of William Byes and Bell [Byers] Mosely. He sued for sale of the property and a division of the proceeds.

Rutherford Co., TN Marriage records. John W. Mosely married Bell Byers on July 28, 1868.

187. Byers, Rachel Died before May 5, 1875, intestate.

May 5, 1875, County Court: James T. Leach was appointed guardian for Charlie Byers, minor child of M. S. Byers and heir at law of Rachel Byers (deceased).

December 2, 1878, County Court: James T. Leach, guardian for Charles E. Byers, minor child at law of Rachel Byers (deceased), made a settlement with the court.

188. Caffey, Medford Died May 15, 1875, testate.

Will dated January 18, 1871. Will probated June 7, 1875. The testator wished that if he died first, his wife was to remain on the home place and have all the proceeds therefrom. If she became unable to attend to her affairs, the testator wished that some of her friends would take her and care for her during her lifetime. The testator wished that the administrators sell everything that his widow could not use. The administrators were to collect all money due him. If the widow left her home, the administrators were to sell all real estate except the home place. The home place was to be divided. M. [Medford] F. Caffey was to remain where he lived as long as his mother was alive and on the home place. After his mother left the home place, the testator wanted M. [Medford] F. Caffey to pay one-third of all he makes except on the small lot for a garden. The testator wanted his administrator to sell the rent annually to the best advantage. If his widow married, the testator wanted L. E. Caffey, his single daughter, to have the remainder of the estate. If she didn't marry, she was to be made equal to the other heirs. At the final division, all heirs were to get an equal share except T. A. Caffey until they each received \$1000. If the end result was more than \$1000 to each heir, then T. A. Caffey was to have an equal share with the other heirs of the excess. If each share was less than \$1000, T. A. Caffey was to refund until all heirs were equal. The testator nominated J. N. Caffey and F. A. McKnight to act as his administrators.

March 9, 1876, County Court: An executor of the estate presented an inventory and sale list of the estate of Medford Caffey (deceased) to the court. The inventory included a number of notes due and uncollected judgments.

August 2, 1880, County Court: F. A. McKnight and J. N. Caffey, executors of Medford Caffey (deceased), made an estate settlement with the court. The estate had a balance of \$1433.63.

Rutherford Co., TN Marriage records: Medford Caffey married Rutha Ann Yardley on June 1, 1820.

1850 Rutherford Co., TN Census, Yourees Dist: Medford Caffey, 55 NC; Rutha Caffey, ?68? NC; Thomas Caffey, 29; James Caffey, 27; Parintha [Parthenia] Caffey, 19; Mary M. Caffey, 17; Medford Caffey, 15; Lidia Caffey, 12; Adaline Caffey, 10; Isabel Caffey, 8.

Lyon Cemetery, E. Lyon Rd.: Meadford Caffey, 16 May 1790 - 15 May 1875, & wife, Ruthie A. Caffey, 4 Feb 1804 - 1 Mar 1885.

189. Caldwell, Robert Died February 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: Robert Caldwell, 77, married, born in SC, died February 1850 "of old age palsy."

190. Campbell, Samuel Died April 28, 1875, intestate.

Note: Widow: Elvira H. [Eagleton] Campbell.

June 7, 1875, County Court: The court noted the death of Samuel Campbell and appointed George E. Campbell as administrator of his estate. D. [David] S. Campbell and J. [John] A. Campbell provided security for a \$5000 bond.

July 6, 1875, County Court: The court appointed commissioners to lay aside sufficient provisions for Mrs. E[vira] H. [Eagleton] Campbell for one year. The allotted her 50 bushels of wheat, 400 pounds of bacon, 1200 pounds of pork, 380 bushels of corn and extended her the privilege of drawing on the estate for \$600 more should the need arise.

July 7, 1875, County Court: The administrator presented to the court an inventory of the personal estate of the deceased.

September 9, 1875, County Court and Enrolled Cases #2, pg 436: Mrs. E[vira] H. [Eagleton] Campbell, widow of Samuel Campbell (deceased) vs W. S. [William E.] Campbell, D.[David] S. Campbell, John A. Campbell and George E. Campbell in his own right and as administrator of the deceased. Petition for dower. Samuel Campbell died in June 1875, intestate. He left a widow, Mrs. E. H. [Eagleton] Campbell, and George E. Campbell, D. [David] S. Campbell, W. S. [William E.] Campbell and John A. Campbell as his heirs at law. He owned a tract of 460 acres in District 11. The court appointed commissioners to set apart

the dower for the widow. The relationship of J. [James] H. Jamison, one of the commissioners, to Mrs. E. H. [Eagleton] Campbell was expressly waived.

October 6, 1875, County Court: Mrs. E. [Eagleton] Campbell vs George E. Campbell and others. In obedience to a court order of September 1875, commissioners set apart dower for Mrs. E. H. [Eagleton] Campbell that consisted of 130 acres with mansion and outbuildings.

August 7, 1878, County Court: George E. Campbell, administrator, made an estate settlement with the court. The administrator had realized \$2484.80 from inventory. Payments included \$600 to Mrs. E. H. [Eagleton] Campbell for provisions for one year.

Rutherford Co., TN Marriage records: Samuel Campbell married Elvira Eagleton on August 7, 1844.

1850 Rutherford Co., TN Census, Barfield Dist.: Samuel Campbell, 34; Elvira H. Campbell, 29; William E. Campbell, 4; David S. Campbell, 3.

1870 Rutherford Co., TN Census, Dist. 11 (Barfield): Samuel Campbell, 50 Farmer \$30,000 real estate \$2000 personal property. Elvira Campbell, 39; William E. Campbell, 24; George Campbell, 18; John Campbell, 16; and Gilbert family (Black) servants.

Campbell Cemetery, Barfield Rd. [exact location of cemetery not now known]: Samuel Campbell, Jr., 9 Jan 1816 - 28 Apr 1875, & wife, Elvira Eagleton Campbell, b. Blount Co., TN 27 July 1821 - 6 Jan 1878, daughter of Rev. William & Margaret Ewing Eagleton.

191. Cantrell, Mrs. Died before January 2, 1871, unknown.

January 2, 1871, County Court: Sam Thompson (colored) was allowed \$3 for digging the grave of Mrs. Cantrell, pauper.

192. Carlton, [William] Blake Died on or about August 17, 1856, testate. [Cont'd from Vol. II].

Note: Widow, Mary Carlton Executor: Kinion Carlton

August 7, 1876, County Court and Enrolled Cases #3, pg. 370: Mary Carlton; William J. Carlton; J. [James] M. Carlton; R. L. White and wife, Julia [Carlton]; Margaret E. [Carlton] Smotherman; William Floyd and wife, Mary Jane [Carlton]; John A. Lofton and wife, Martha [Carlton], Thomas F. Carlton and Minos B. Carlton. Ex parte. The plaintiffs petitioned for dower and partition. Blake Carlton died on or about August 17, 1856. He had owned about 242 acres of real estate. Commissioners were to set apart one-third of the land as dower for Mary Carlton, widow of the deceased, and to partition the remaining land to the nine children.

October 5, 1876, County Court: Mary Carlton and others. Ex parte. Mary Carlton received tracts of 49 acres and 21 acres for her dower. The remaining land was divided into nine tracts as follows: #1, Martha M. [Carlton] Lofton, daughter of Blake Carlton (deceased) and wife of J. [John] A. Lofton, 14 acres. #2, Minos B. Carlton, son, 13 acres. #3, Julia A. [Carlton] White, daughter of Blake Carlton (deceased) and wife of R. L. White, 14 acres. #4, William J. Carlton, son, 14 acres. #5, James M. Carlton, son, 16 acres. #6, Martha J. [Carlton] Floyd, daughter of the deceased and wife of W. J. Floyd, 18 acres. #7, Thomas F. Carlton, son, 17 acres. #8, Maggie E. [Carlton] Smotherman, daughter of the deceased and widow of R. [Robert] M. Smotherman (deceased). #9, John N. Carlton, 22 acres.

Rutherford Co., TN Marriage records: John A. Lofton married M. M. Carlton on December 20, 1875. R. L. White married J. A. Carlton on December 10, 1867. W. J. Floyd married Mary J. Carlton on December 8, 1868. Robert M. Smotherman married Margaret E. Carlton on December 20, 1866.

1850 Rutherford Co., TN Census, May Dist.: Blake Carlton, 37; Mary Carlton, 32; William J. Carlton, 13; James M. Carlton, 11; John S. Carlton, 9; Julia A. Carlton, 7; Margaret E. Carlton, 5; Mary J. Carlton, 2.

Carlton Cemetery, Snail Shell Cave Rd.: William Blake Carlton, 11 Jan 1814 - 17 Aug 1856, & wife, Mary Carlton, 17 Mar 1818 - 27 May 1892.

193. Carlton, H[annah] Died October 11, 1859, unknown.

Rutherford Co., TN US Census Mortality Schedules: H. Carlton (female), 38, married, died October 1859 of "fever & bowels".

1850 Rutherford Co., TN Census, May Dist: Kinion Carlton, 34 Farmer; Hannah Carlton, 29; Nancy A. Carlton, 6; Lucinda Carlton, 4; Richard D. Carlton, 1.

1860 Rutherford Co., TN Census, Murfreesboro: Kinion Carlton, 44 Deputy Sheriff; N. E. Carlton (f), 16; L. Carlton (f), 14; F. M. Carlton (m), 10.

Carlton Cemetery, Snail Shell Cave Rd.: Hannah Carlton, wife of Kinion Carlton, 3 Sep 1820 - 11 Oct 1859. Kinion Carlton, 1815 - 5 Nov 1880.

194. Carnahan, Andrew, [Jr.] Died before August 5, 1870, intestate.

August 5, 1870, County Court: The court noted the death of A. Carnahan and A. B. Witherspoon applied for and was appointed as administrator of the estate. Commissioners were appointed to set apart provisions for one year for Elizabeth [McCrary] Carnahan, widow of the intestate.

October 28, 1872, County Court: A. B. Witherspoon, administrator of the deceased's estate, presented a list of notes and accounts belonging to the estate and a list of property sold at auction on August 24, 1872.

January 13, 1873, Chancery Court: A. B. Witherspoon, administrator of Andrew Carnahan (deceased), his widow, Elizabeth [McCrary] Carnahan, John Carnahan and James Carnahan, adult children of the deceased vs L. Carnahan and Arthur Carnahan, minor children of the deceased; also against others who were brothers and sisters of the deceased and their heirs.

Note: Rather than reiterating over and over again the names for 1873 to 1876 in this court case, following is the genealogy of those mentioned in the case and the descendants of Andrew Carnahan, Sr., a Revolutionary War Soldier. The dates in the Chancery Court case were as follows: October 31, 1873; November 4, 1873; April 29, 1874; June 5, 1876.

Andrew Carnahan, born Baltimore Co., MD 11 July 1762, died 9 May 1839, buried Carnahan Cemetery, McElroy Rd. His second wife, Sarah Helton Carnahan, may also be buried there. They married 5 Feb 1808 in Williamson Co., TN. Known children:

- A. Mary "Polly" Carnahan m. William H. Youree, son of Francis Youree, Sr.
- B. Hugh Carnahan (d. 1827 - see Vol. I) m. 21 June 1806, Elizabeth Tennison, daughter of Abraham & Jane Tennison. Children: John Carnahan, James Carnahan, Hiram Carnahan, Jane Carnahan, Nancy Carnahan, Elizabeth Carnahan, Mary "Polly" Carnahan, Abraham Carnahan.
- C. John Carnahan
- D. Thomas Carnahan (his whereabouts were unknown)
- E. James Carnahan (1786-1870) m. Jane Helton (1788-1870). Children [all married in Rutherford Co., TN]:
 1. Elizabeth Carnahan (1808-1890) m. 13 May 1833, Peterson Gilley (1811-1884). Children: James A. Gilley; Jesse Gilley.
 2. Sarah Carnahan (1811-1880) m. 6 Nov 1835, Jesse H. Gilley
 3. Mary A. Carnahan (1813-1853), 1st wife, m. 28 Nov 1833, Elijah Lyon(s) (1811-1900). Children: Nathan James Smoot Lyon(s); Elizabeth Lyon(s) m. A. M. McGill; Emiline "Emily" Lyon(s) m. ? Whitfield
 4. William Carnahan (1813-1892) m. 8 Mar 1843, Elizabeth A. Whitfield. Children:
 - a. Eliza Carnahan m. 23 Nov 1864, Charles A. Ferrell. Children: Laura, William, Hattie, Thomas, James, Mattie, Susan
 - b. Martha Carnahan
 - c. Amanda Carnahan
 5. Burton Lunsford Carnahan(1815-1872) m. Sarah F. Roberts. Children: James Calvin Carnahan [married 3 times]; Sarah Carnahan
 6. Newton Cannon Carnahan (1818-1906) m. 18 Mar 1841, Permelia J. Acres/Akers. Children: Nancy Jane, Elizabeth A., James M., Sarah, Andrew, Lorena, David Calvin
 7. Susan P. Carnahan (1822-) m. 14 Jan 1845, Joseph Carter. Children: James T. Carter, Jesse N. Carter, William Carter
 8. Andrew Carnahan, Jr. (1825-1870) m. 22 Feb 1844, Elizabeth McCrary. Children: John Henry Carnahan; James P. Carnahan; Burton Lunsford Carnahan; Sarah Jane Carnahan; Eagleton M. Carnahan; Mary M. Carnahan; Arthur Carnahan
 9. Preston Carnahan (1827-1863) m. 21 Aug 1845, Sarah E. McCrary, daughter of John & Sarah McCrary. Children: Jane T. Carnahan m. 1 Aug 1872 in Cannon Co., TN, William Hoover; Sarah E. Carnahan m. 9 Feb 1865 in Coffee Co., TN, Jesse Williams; Mary A. "Molly" Carnahan m. Joseph N. McCrary; Lady Carnahan; Peterson Carnahan; Lily Carnahan

The personality of the intestate was insufficient to purchase supplies for the widow. The intestate did own about 115 acres of real

estate. He also owned a lot with a storehouse on it in Bradyville in Cannon County and the undivided interest in about 50 acres of land of James Carnahan (deceased) who was his father. He was the owner in common of this land with his brothers and sisters. After the widow's dower was assigned, the remainder of the land could not be partitioned equitably so the complainants petitioned for a decree to sell the land.

November 16, 1888, County Court: J. C. Carnahan vs Eliza [Carnahan] Ferrell and others. Andrew Carnahan had died many years ago and dower of 140 acres had been set aside for Elizabeth [McCrary] Carnahan, widow. She was still living and this cause was about the remainder interest of the dower. J. C. Carnahan had purchased three shares of the estate and with his own, owned four shares. The remaining three shares were owned by Elizabeth [Carnahan] Ferrell and her seven minor children to wit: Laura Ferrell, William Ferrell, Hattie Ferrell, Thomas Ferrell, James Ferrell, Mattie Ferrell, and Susan Ferrell. Commissioners were appointed to make the appropriate partition.

195. Carnahan, Sarah [Helton] Died September 1859, unknown.

U. S. Federal Census Mortality Schedules, Rutherford County: Sarah [Helton] Carnahan, 78, widowed, born in NC, died September 1859 of typhoid fever.

Carnahan Cemetery, McElroy Rd.: Andrew Carnahan, Revolutionary War Soldier, born Baltimore Co., MD 11 July 1762, died 9 May 1839. Sarah Helton Carnahan, second wife of Andrew Carnahan, who died in 1859, may also be buried here. [They were married in Williamson Co., TN on February 5, 1808.]

196. Carpenter, W. B. Died before October 2, 1871, unknown.

October 2, 1871, County Court: J. L. McKnight received \$6 for a coffin and burying W. B. Carpenter, pauper.

197. Carter, Alexander Died in July 1853, intestate. [Cont'd from Vols. II & III].

Note: Widow: Rhoda [Benthall] Carter, died before September 1858 - See Vol. II & III. All the heirs were children and grandchildren of the deceased.

October 3, 1859, County Cour and Enrolled Cases #1, pg 73: Cullen Carter; Solomon Carter; Enos Carter; Laban Carter; Mary Ann [Carter] Herrell, wife of William Herrell; Louisa [Carter] Edwards, wife of William Edwards; James T. Carter; Sarah [Carter] Arnold, wife of William Arnold vs Samuel Carter, Richard P. Carter and Rhoda F. Carter, minor children of John Carter (deceased) of Cannon Co.; Sumner Tiller, George A. Tiller, and Rhoda E. Tiller, minor children of Elizabeth [Carter] Tiller (deceased) and residents of KY. Alexander Carter died in July 1853. His widow, Rhoda [Benthall] Carter, died after that. Petitioners Cullen Carter, Solomon Carter, Evans Carter, Laban Carter, Louisa Carter, and Mary A. [Carter] Herrell, wife of William Herrell were children of the intestate and were entitled to one share of the estate. Louisa [Carter] Edwards, wife of William Edwards; Sarah [Carter] Arnold, wife of William Arnold; James T. Carter, Samuel Carter, Richard P. Carter, and Rhoda F. Carter were the children of John Carter (deceased) and jointly were entitled to their father's share of their grandfather's estate. Sumner Tiller, George A. Tiller and Rhoda E. Tiller were to jointly receive their mother's share of the estate. The intestate owned a tract of 120 acres. The court ruled that the land could not be partitioned fairly and appointed the clerk to sell the land.

November 10, 1866, County Court: Daniel B. Bonds (deceased) had purchased 120 acres on December 10, 1859, and had failed to pay two notes of \$599.28 each due on December 10, 1860 and December 10, 1861. His estate was insolvent and the court clerk as commissioner was instructed to sell the land after thirty days to recover the purchase money.

December term, 1869, County Court: Cullen Carter had purchased the land when it was resold in December 1866 and had failed to pay his notes that totaled \$1012.92 including interest. A judgment was issued against Cullen Carter and his securities. A commissioner was appointed to resell the land. **Note:** On February 9, 1870, County Court, the commissioner tasked to resell the land reported that Cullen Carter had paid all the purchase money and the greater portion of it had been distributed tot he parties entitled. The court granted a decree of title to Cullen Carter.

July 11, 1879, County Court: William Herrell, guardian for George Tiller and Rhoda E. Tiller, children of Henry Tiller and minor heirs at law of Alexander Carter (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: William Arnold married Jane Carter on December 23, 1858. Henry Tiller married Elizabeth Carter on November 24, 1844. Polly Ann Carter married David Herrell on December 12, 1837. Mary Herrell married William F. Herrell on February 7, 1844.

Early Middle Tennessee Marriages: Alexander Carter married Rhoda Benthall on April 23, 1809 in Sumner County.

198. Carter, Cullen Died August 1876, intestate.

Note: Son of Alexander and Rhoda [Benthall] Carter - see above. U. S. Federal Census Mortality Schedules: Cullin Carter, 67, married, hatter, died August 1879 of "dropsy."

January 6, 1890, County Court: R. Holmes, administrator of Cullen Carter (deceased) and of Elizabeth [Carter] Cavin, wife of William Cavin; John H. Carter; Jesse A. Carter; William A. Carter and Amanda [Carpenter] Thomas, wife of Jack Thomas, heirs of intestate. All were residents of Rutherford Co. except petitioners Cavin of Weakley Co. and John H. Carter of Wilson Co.. Ex parte. Cullen Carter died intestate about the month of August 1876. He left surviving him his widow, Mrs. Ruthie [Hailey] Carter, who lived on his homestead, that was all the land he owned, without any formal designation of dower or homestead until she died on May 4, 1889. Amanda [Carpenter] Thomas was the only child of Mary D. [Carter] Carpenter, a daughter of the intestate who died before her father. The children and the granddaughter were each to receive one share of the estate. There was no personality to pay the debts. The intestate owned 49 acres that could not be partitioned equitably even if there were no debts to pay. The petitioners prayed for a decree of sale of land to pay debts and costs of administration. If there was a surplus, it would be divided equally among the heirs. The land was sold on February 27, 1890, for \$182 to Jesse A. Carter.

Rutherford Co., TN Marriage records: Cullin Carter married Emily C. Bloodworth on August 5, 1834. Cullin Carter married Ruthey Hailey on September 18, 1845.

Tennessee State Marriages, 1798-2002: William Cavin married Jane Carter on April 1859, Wilson County.

1850 Wilson Co., TN Census, Dist. 23: Cullen Carter, 40; Rutha Carter, 42; Elizabeth Carter, 14; Mary Carter, 12; John Carter, 11; Jesse Carter 9; William Carter, 2

199. Cartwright, Edward W. Died after 1841 and before March 1849, unknown. [Cont'd from Vol. II & III].

Note: Widow, Dicy H. [Crutchfield] Cartwright, married Edward W. Cartwright on February 19, 1833 in Wilson Co, TN. She married 2nd Nathaniel S. Overall on March 12, 1849 in Wilson Co., TN. Children (minors when their father died): Nancy P. Cartwright; Samuel P. Cartwright; Adelia A. Cartwright.

August 4, 1875, County Court: G. W. Overall, administrator of Samuel P. Cartwright (deceased - see below) [her brother] who was in his lifetime guardian for Nancy P. Cartwright, a minor child of E. W. Cartwright (deceased), made a settlement with the court. There was a balance due to the ward of \$1543.80.

200. Cartwright, Sally (colored) Died March 1860, unknown.

Rutherford Co., TN US Census Mortality Schedules: Sally Cartwright, 105, slave, born "unknown," died March 1860 of "old age."

201. Cartwright, Samuel T. Died between July 16, 1867 and April 1, 1872, testate.

Note: He was the son of Edward W. & Dicy H. [Crutchfield] Cartwright.

Will dated July 16, 1867. Will probated May 6, 1872. Samuel T. Cartwright had no bodily heirs. He willed his saddle horse to his sister, Adelia A. [Cartwright] Rucker. If the testator's sister, Nancy P. Cartwright, needed any additional money for her support than she had, the deficiency was to be verified by three disinterested persons and then made up from his funds. He willed \$500 for the use and benefit of his niece, Susan Overall, to be placed in the hands of a trustee until she turned twenty-one. If she died before turning twenty, the money was to revert to the estate. The testator willed that his sister, Adelia A. [Cartwright] Rucker, was to have the remainder of his lands, tenements, monies and whatever else he owned during her natural life and at her death it was to be equally divided among her bodily heirs.

April 1, 1872, County Court: John Woods was allowed \$5 for holding an inquest on the body of Samuel Cartwright (deceased).
May 6, 1872, County Court: The will of Samuel T. Cartwright (deceased) was presented for probate, was proven and recorded. G. W. Overall was appointed administrator with the will annexed. Nathaniel S. Overall provided part of the security.

May 6, 1872, County Court: I. E. Rucker was appointed guardian for Nancy P. Cartwright, an idiot, and heir of Edward Cartwright (deceased) in the room and stead of Samuel T. Cartwright who had been her guardian but had died.

July 2, 1872, County Court: G. [George] W. Overall, administrator with the will annexed, submitted an inventory of the personal property of the deceased.

November 10, 1873, Circuit Court: George W. Overall, administrator of S. T. Cartwright (deceased) vs W. F. Hooper, W. [William] B. Lillard and T. [Thomas] B. Miles and J. [John] T. McKinley partners under the name and style of Miles and McKinley. A jury found for the plaintiff in the amount of \$630 in debt and \$108.65 in interest. The court considered that the plaintiff recover the full amount from W. F. Hooper as principal and the remaining defendants as endorsers.

November 18, 1873, Circuit Court: George W. Overall, administrator of S. T. Cartwright (deceased) vs G. [George] T. Tompkins. The plaintiff petitioned the court to condemn a tract of land belonging to defendant to satisfy a judgment for \$44.19. The defendant concurred in the petition.

November 11, 1874, Circuit Court: George W. Overall, administrator of S. T. Cartwright (deceased) vs Miles & McKinley and R. [Rudolphus] G. Partee, stayor. The complainant petitioned to condemn two tracts of land of R. [Rudolphus] G. Partee to recover the amount of a note given on February 26, 1872 for \$175 plus interest at ten percent interest until paid.

August 4, 1875, County Court: G. [George] W. Overall, administrator of Samuel P. Cartwright (deceased) who was in his lifetime guardian for Nancy P. Cartwright, a minor child of E. W. Cartwright (deceased), made a settlement with the court. There was a balance due to the ward of \$1543.80 as of January 1, 1873.

September 9, 1875, County Court: I. E. Rucker, guardian for Nancy P. Cartwright, minor heir of S. T. Cartwright (deceased), made a settlement with the court. There was a balance due ward of \$1426.98 as of January 1, 1875.

October 3, 1875, Chancery Court: Edward L. Jordan vs J. W. Sparks, executor of S. H. Miller (deceased) and others. The children of Isaac and Adelia A. [Cartwright] Rucker were listed as follows to wit: Edward Rucker, Samuel Rucker, Ellis Rucker, Thenia Rucker, Kit Rucker and one baby with no Christian name.

Rutherford Co., TN Marriage records: Isaac E. Rucker married Adelea A. Cartwright on January 14, 1860.

1850 Rutherford Co., TN Census, Browns Mill Dist.: (Family 1) Nathaniel S. Overall, 38 Farmer; Disey H. Overall, 32; Elizabeth Overall, 9; Thomas W. Overall, 7; Lucitta J. Overall, 5; George W. Overall, 6 months; Nancy P. Cartright, 13; Samuel P. Cartright, 11; Adelia Cartright, 9.

202. Caruthers, Moses vs Manda Caruthers – Divorce: November 11, 1869. [Cont'd from Vol. III].

Correction: Both of the people involved in the divorce were colored.

203. Cates, Isaiah Died April 1867, intestate. [Cont'd from Vol. III].

Note: Widow, Sarah Cates Children: Emeline Cates, first married Alfred Jacobs on October 10, 1850, and married second, Smith Matlock; Mary Jane Cates, wife of George T. Irwin.

September 4, 1871, Chancery Court: The petition of George T. Irvin & wife, Mary Jane [Cates] Irvin, Cannon Co. vs Cassey Jacobs; Martha Jacobs; Alfred Matlock and a child of Smith Matlock. All the defendants were minors and lived in Arkansas. Mary Jane [Cates] Irvin was a daughter of the deceased. Casey Jacobs, Martha Jacobs and Alfred Matlock together with a full brother of Alfred Matlock, given name unknown to petitioners and the children of Emeline [Cates] Jacobs, wife of Alfred Jacobs who died shortly after their two children, Cassey Jacobs and Martha Jacobs, were born. Emeline then married Smith Matlock by whom she had Alfred Matlock and another child name unknown. Emeline then died leaving her children who were all minors and lived in Arkansas. The petitioners together with the minors owned a small tract of land. Mary Jane [Cates] Irvin and as heirs of Isaiah Cates (deceased) and the minors in right of their deceased mother owned the land as Mary Jane Cates and Emeline Cates were the only surviving children of the deceased. They prayed for a decree to sell a 46 acre tract that had been the widow's dower.

204. Cawthorn, [Araminta] "Minty" [Shane] Died December 1859, unknown.

Rutherford Co., TN US Census Mortality Schedules: Minty Cawthorn, 32, married, died December 1859, of consumption.

Tennessee Marriage Records: Dabney Cawthon married Araminta Shane on April 1, 1847 in Davidson Co.

1850 U. S. Federal Census, Burnett Dist: Dabney Cawthorn, 27 Cabinet Maker; Araminta Cawthorn, 22; Thadeus Cawthorn, 2; Nathaniel J. Thaxton, 13.

205. Childress, Edwin T. Died between July 31, 1869 and September 6, 1875, testate.

Note: Edwin T. Childress was a physician.

Will dated July 31, 1869. Will probated September 6, 1875. First: After all debts and obligation were paid, the balance of his estate was to go to his wife to include all lands with appurtenances situated thereon, household and kitchen furniture, money, notes, horses, mules, cattle, hogs, wagons, and harness during her natural life. After her death, the estate was to be divided equally among the heirs of her body, to wit: Josephus E. Childress; Lethie M. [Childress] Baugh, wife of Benjamin M. Baugh; and Mary J. Childress. The testator appointed his son, Josephus Childress, as his executor.

October 9, 1876, Chancery Court Enrolled Cases #7, pg. 304: Joseph Childress, executor of E. T. Childress (deceased); J. R. Hollins, Sr.; Jo. L. Reeves; Shade Murray; John Armistead & ? Burton, partners under the style of Hollins, Burton & Co., Davidson Co.; Thompson Anderson, French W. Green & T. N. Bridges, partners under style of Anderson, Green and Co., Davidson Co.; Henderson Patterson, Lincoln Co.; ? Stephenson and wife, B., Giles Co.; vs W. F. Gibson, Bedford Co.. On December 25, 1868, W. T. Childress, then living, had sold the defendant a 60-acre tract of land who paid some cash and gave a note for \$198.86. This has been reduced through various payments to \$173.78 including interest. Hollins, Burton & Co. had a judgment for \$101.86 against the defendant, likewise, Anderson, Green & Co. had a judgment against him for \$121.44. The plaintiffs prayed for a decree to sell the land and after paying the vendor's lien, the remaining proceeds would go toward settling the other two debts.

October 28, 1878, Chancery Court: J. [Josephus] E. Childress, executor of the deceased's estate, had sold a tract of 23 acres to J. L. Bell who had given two notes each for \$125 due on December 25, 1877 and December 25, 1878. The notes had been endorsed to Hollis Burton & Co. and Anderson Green & Co. for value received. The notes had not been paid the the two companies were suing to enforce their lien on the property. The court agreed but because one note was not yet due, the sale of the property was delayed until January 1879.

February 7, 1879, Chancery Court: Anderson Green and Co. vs J. L. Bills and others. The Clerk & Master auctioned a tract of land containing 23 acres and it was struck off to Anderson Green & Co and Hollins Burton and Co. for \$293.95. No money changed hands as the purchasers were entitled to the net proceeds of the sale as the result of an award.

December 7, 1881, County Court: An inventory of the estate of E. T. Childress (deceased) consisting of notes due worth about \$700 was presented in court. All the personal property had been turned over to Mrs. A. [Angelina] Childress, widow of the deceased. A final settlement of the estate of E. T. Childress (deceased) was presented in court. Mrs. A. Childress receipted for \$741.77, the entire balance of the estate.

Rutherford Co., TN Marriage records: B. M. Baugh married L. M. Childress on January 8, 1867.

Tennessee State Marriages, 1780-2002: Edwin T. Childress married Angelina Barnett on December 19, 1841 in Williamson Co.

1850 Rutherford Co., TN Census, Millersburgh Dist.: Edwin Childress, 39 Physician; Angeline Childress, 34; Josephus Childress, 8; Lettie Childress, 5.

1870 Rutherford Co., TN Census, Dist. 25 [Millersburgh]: Edwin Childress, 57 VA, Physician; Angeline Childress, 53; Josephus Childress, 26 Teacher; Mary Jane Childress, 15.

206. Childress, Isaiah (colored) Died November 1859, unknown.

Rutherford Co., TN US Census Mortality Schedules: Isaiah Childress (colored), 33, Slave, died November 1859 of consumption.

207. Childress, Joseph P. Died between January 1875 and March 7, 1876, testate.

First: The testator wanted his executor to pay all debts promptly. He authorized his executor to sell property if required to pay debts. Second: The testator gave his wife, Mary B. [Keeble] Childress, in trust for his two children, all the balance of his estate both real and personal, to be held as such by her until the oldest child became twenty-one years of age. At that point, the estate was to be divided by commissioners between the children. Mrs. Childress was empowered without the court's assistance to sell or exchange any property. If sold or exchanged, Mrs. Childress was to hold the proceeds as trustee after giving bond. The testator nominated his father, John W. Childress, and brother, John W. Childress Jr. as his executors.

March 7, 1876, County Court: The will of J. P. Childress (deceased) was presented for probate, was proven and recorded. John W. Childress and John W. Childress Jr. qualified as executors.

May 7, 1879, County Court: John W. Childress, Jr., executor of the deceased's estate, made an estate settlement with the court. He had sold 56 acres of land for \$1800.

Rutherford Co., TN Marriage records: J. P. Childress married Mary B. Keeble on December 6, 1871.

1880 Rutherford Co., TN Census, Dist. 18 [Fox Camp]: Mary V. Childress, 27; Mary K. Childress, 7; Sallie W. Childress, 5; Jossie P. Childress, 4; Sallie E. Keeble, 34 sister.

208. Chrisman, Margaret Died before March 1866, intestate.

Note: She may have been from Williamson Co., TN.

March term, 1866, Circuit Court Enrolling Docket #4, Pg. 156: Joseph John Green, administrator of Margaret Chrisman (deceased) sued B. [Bromfield] L. Ridley, assignee in bankruptcy N. [Nathan] W. Carter, A. Davis and George Chrisman for non-payment of a promissory note for \$536 executed in 1862 and due December 25, 1863. The plaintiff received an additional \$204.99 in interest.

209. Christian, Priscilla E. Date of death unknown, intestate [Cont'd from Vol. III].

Note: Widow of Allen Christian, who died before the Civil War in Alabama. Children of Allen & Priscilla Christian were: Sallie E. [Christian] Bass; Margaret O. [Christian] Avent; Henry A. Christian; India [Christian] Morrison.

March 6, 1876, Chancery Court, Huntsville, Alabama: Henry A. Christian and India [Christian] Morrison, wife of J. B. Morrison vs John Ogden, administrator of Priscille E Christian (deceased), mother of Henry Christian and India [Christian] Morrison, and John Ogden as guardian of the complainants, Sallie E. [Christian] Bass, wife of J. [James] J. Bass, Margaret O. [Christian] Avent, wife of Benjamin Avent, sisters of complainants. The complainants alleged the administrator of the intestate's estate held a note for the sum of \$4379.64 which had been credited with a payment of \$1094.58. The note had been given as the last installment of the purchase money for land in Jackson County, Alabama, obtained in a settlement in Chancery Court of the estate of Allen Christian (deceased), the father of the complainants and female co-defendants of John Ogden. The complainants asserted that the administrator had had money that he paid out to the children according to their necessities in unequal portions and not dividing the money equally among the wards and heirs. The married daughters and their husbands adamantly opposed equalization of past payments but wanted equal payments to be made in the future. The complainants prayed for a decree to have the payments equalized.

210. Christopher, Lucy [Newsom] Died before April 7, 1873, intestate.

Note: Widow of Thomas Christopher – see below.

April 7, 1873, County Court: The court noted the death of Lucy Christopher and appointed Carroll McCanless as administrator of the estate. William Christopher and Martin Christopher provided security for the \$1000 bond.

May 24, 1873, County Court: Carroll McCanless, administrator of the estate, presented an inventory and the amount of property sold at auction on April 19, 1873. The list of personal property was quite extensive.

June 9, 1875, County Court: Carroll McCanless, administrator of Lucy [Newsom] Christopher (deceased), made an estate settlement with the court.

Rutherford Co., TN Marriage records: Thomas Christopher married Lucy Newsom on November 4, 1847.

211. Christopher, Thomas Died before September 4, 1871, intestate.

Note: Husband of Lucy [Newsom] Christopher – see above.

September 4, 1871, County Court: The court noted the death of Thomas Christopher and appointed Carroll McCanless as administrator of the estate. Martin Christopher provided part of the security. The court appointed commissioners to allot and set apart to Mrs. Lucy [Newsom] Christopher, widow, supplies sufficient for one year.

October 3, 1871, County Court: Carroll McCanless, administrator, submitted a list of articles sold at auction on September 28, 1871. William Christopher and Martin Christopher purchased items at auction.

June 9, 1875, County Court: Carrol McCanless, administrator of the estate, made an estate settlement with the court.

September 7, 1875 & March 9, 1876 & September 8, 1876, County Court: R. H. Lee was appointed guardian for Rosemon Christopher, Joseph H. Christopher and Alvin Christopher, minor children of Thomas Christopher (deceased).

Rutherford Co., TN Marriage records: Thomas Christopher married Lucy Newsom on November 4, 1847.

1870 Rutherford Co., TN Census, Dist. 4 (Mechanicsville): Thomas Christopher, 48; Lucie Christopher, 39; William Christopher, 21; Mary Christopher, 19; Minerva Christopher, 17; James Christopher, 14; Rosamond Christopher, 12; Joseph Christopher, 10; Nancy Christopher, 6; Alvin Christopher, 2.

212. Christy, Simeon B. Died July 10, 1871, testate.

Will dated January 31, 1870. Codicil dated August 24, 1870. Will probated August 7, 1871. Item 1st: The testator directed that all debts and funeral expenses be paid. Item 2nd: The testator gave his wife, Susan M. [Rather Frost] Christy, one-half of the estate, both real and personal of every kind and description. The remaining one-half he gave to his only child, Simeon B. Christy Jr. Item 3rd. The testator nominated and appointed Susan M. [Rather Frost] Christy, his wife, to be executrix of his estate. Codicil: The testator gave his wife, Susan M. [Rather Frost] Christy, the debt due from William T. Christy of St. Louis amounting to \$6362.71.

October 8, 1873, November 2, 1875, December 10, 1875, December 10, 1876, November 7, 1877, October 9, 1878, March 4, 1878, November 12, 1881, County Court: James T. Rather was appointed guardian for Simeon B. Christy, a minor child of Simeon B. Christy (deceased). He gave bond for \$20,000. There was a final balance due to his ward of \$18,974.00.

December 4, 1874, County Court: Mrs. S. [Susan] M. [Rather Frost] Christy, executrix of the deceased's estate, submitted an inventory of the notes and accounts in the estate. She noted that over \$6800 of them were worthless due to insolvency of the people. There was one note on W. T. Christy due November 28, 1865 for \$6362.71. The inventory listed 100 acres of land in Rutherford Co.

December 8, 1874, County Court: James T. Rather, agent for Susan M. [Rather Frost] Christy, executrix of the estate of S. B. Christy (deceased) made an estate settlement with the court. An inventory of the property of the estate of S. B. Christy (deceased) was presented in court.

Rutherford Co., TN Marriage records: John W. Frost married Susan M. O. Rather on October 23, 1855. S. B. Christy married Mrs. S. M. Frost on February 11, 1869.

1870 Rutherford Co., TN Census: Simeon B. Christy, 62 merchant; Susan Christy, 31; Simeon B. Christy, 6 months; Mattie Frost, 13; Clifton Frost, 13; Nettie Frost, 8.

Evergreen Cemetery, Murfreesboro: Simeon B. Christy, b. Clark Co., KY 12 Feb 1808, d. 10 July 1871. Simeon B. Christy, Jr., 4 Dec 1869 - 21 July, 1939, & wife, Addie C. Christy, 26 Feb 1873 - 11 Jan 1963.

213. Clardy, Willie A. Died before October 30, 1872, intestate.

Note: Son of Noble L. & Ellen A. [Lillard] Clardy. Ellen who died ca 1869 - see Vol. III, was daughter of Benjamin F. Lillard. Richard F. Wasson was the Administrator of the Estate of Benjamin F. Lillard.

October 30, 1872, Chancery Court: : R. [Richard] F. Wasson, administrator & others vs T. [Thomas] W. Lillard and others. The deaths of Mrs. Frances L. Wasson, Willie Clardy and S. H. Miller, administrator of Alfred Miller (deceased) were proven. The court directed that the cause be revived in the names of Franklin Wasson, Musadora Wasson, Victoria Wasson and Ella Wasson, heirs at law of the intestate and the same be revived in the name of Benjamin Lillard Clardy, Idella Clardy and Noble L. Clardy, minor heirs [and siblings] of Willie Clardy (deceased) and in the name of E. [Erasmus] D. Hancock, administrator de bonis non of Alfred Miller (deceased). G. L. Leatherman, guardian ad litem for Benjamin Clardy, Idella Clardy and Noble L. Clardy had tendered his resignation which was accepted and Benjamin F. Alexander, attorney, had been appointed in his stead. The case revived was for the final settlement with Richard F. Wasson, administrator of B. Lillard (deceased).

December 1, 1873, County Court: The court noted the death of Willie A. Clardy and appointed Franklin Wasson as administrator of the estate who posted a \$400 bond with Richard F. Wasson and B. F. Lillard as securities.

March 2, 1875, County Court: Noble L. Clardy, guardian of Benjamin Lillard Clardy in McLennon Co., TX., petitioned the court for permission to remove the estate of his ward from Rutherford Co., TN. to McLennon Co., TX. Noble L. Clardy was the father of his ward and his son had an interest in some real estate inherited from his mother, Ellen A. [Lillard] Clardy (deceased). The real estate was worth about \$800 and brought in about \$100 per year in rent. The petitioner requested that a guardian be assigned in Rutherford Co. to watch out for the minor's interests. The court granted permission to remove the minor's estate from Rutherford Co. and noted that Frank Wasson had previously been appointed guardian of the minor for Rutherford Co..

Rutherford Co., TN Marriage records: N. L. Clardy married Ellen Lillard on July 3, 1860.

1870 Rutherford Co., TN Census, Dist. 18 (Fox Camp): Noble Clardy, 42 Butcher; Lillard Clardy, 7; Della Clardy, 5; Willie Clardy, 3; Noble Clardy, 2.

214. Clark, Erastus Yandle Died bet. 1850 & September 3, 1855, intestate. [Cont'd from Vols. II & III].

Note: Widow: Lydia "Milly" [Lee] Clark. Administrators: John M. K. Clark & Bennet G. Fields Children: Mary Jane Clark, John B. Clark, Erastus Y. Clark, Susan C. Clark

March 3, 1875, March 7, 1877, County Court: S. [Samuel] G. Miller, guardian for Erastus Y. Clark and Susan C. Clark, minor children of E. Y. Clark (deceased), made a settlement with the court. E. Y. Clark had a balance due of \$944.33 and Susan C. Clark has a balance due of \$992.78.

May 6, 1879, June 10, 1880, June 8, 1881, County Court: S. [Samuel] G. Miller, guardian for Erastus Y. Clark, minor child of E. Y. Clark (deceased), made a settlement with the court.

215. Clark, Mrs. Jane Died before April 7, 1873, intestate.

Note: She is probably the widow of James Clark - see Vol. I, who died before February 7, 1842. Clark Cemetery, near Liberty Gap, north of Bell Buckle, Bedford Co., TN: James Clark, Consort of Jane Clark, born 23 Sep 1782, died 30 Jan 1842.

April 7, 1873, County Court: The court noted the death of Jane Clark and appointed H. W. Clark as the administrator of her estate. A. W. B. Clark provided part of the security for the bond.

May 5, 1873, County Court: H. W. Clark, administrator, submitted an inventory of the estate and a list of property sold at auction on October 2, 1873.

December 6, 1875, County Court: H. W. Clark, administrator of the deceased, made a final estate settlement with the court.

1850 Rutherford Co., TN Census, Millersburg Dist.: Jane Clark, 61 NC; Nancy S. Clark, 32 NC; Jane Clark, 26; Becton Clark, 26; Elizabeth Clark, 26; Harriet E. Clark, 20.

1870 Rutherford Co., TN Census, Fosterville Dist.: James Miller, 23; Elizabeth Miller, 20; Josephine Miller, 2; Jane Clark, 81 NC; Elizabeth Clark, 46; Harriet Clark, 39; Violet Clark 24.

216. Clark, Simeon S. Died before June 3, 1872, intestate.

June 3, 1872, County Court: James E. Wendel was appointed guardian for William S. and Emma F. Clark, minor children of Simeon S. Clark (deceased). The settlement included over \$12,000 received from the sale of real estate.

November 11, 1872, April 6, 1875, County Court: James E. Wendel, guardian for Emma F. Clark and William S. Clark, minor heirs of Simeon S. Clark (deceased), made a settlement with the court. On the later date, the guardian owed his ward \$1040.79.

March 9, 1876, County Court: James E. Wendel, guardian for William S. Clark, heir of Simeon S. Clark (deceased), minor heirs of Simeon S. Clark (deceased), made a settlement with the court. William S. Clark had a balance of \$1049.68.

217. Clayton, Mariah L. [Helm] Died in 1873, intestate.

Note: Maria Louisa [Helm] Clayton, was the first wife of Dr. Henry H. Clayton. According to Dr. Robert Ransom in his "History of Medicine in Rutherford Co., TN", they married in June 1849 and had 5 children. She died in 1873 and is buried in Evergreen Cemetery, Murfreesboro with no dates on her tombstone.

July 3, 1874, County Court: H. [Henry] H. Clayton [M.D.] submitted an inventory of the personal estate of the deceased that contained bonds from Hannibal City, MO and Marion Co., MO.

Rutherford Co., TN Marriage records: Dr. H. H. Clayton married Mrs. Hattie A. Keebles on June 24, 1874.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 2: H. H. Clayton, 44 Physician; Mariah Clayton, 42 KY; John Clayton, 18; Jane Clayton, 16; Mary Clayton, 13; Henry Clayton, 8; Nellie Clayton, 5; Josephine Hope, 19 Seamstress.

218. Clement, Lydia Adelaide [Cannon] Died February 17, 1873, intestate.

Note: Widow of Lewis T. Clement (deceased) who died September 22, 1869 – see Vol. III. She was the daughter of Joseph & Mary S. Cannon.

April 8, 1873, County Court: The court noted the death of Lydia A. [Cannon] Clement and appointed Alanson Cannon as the administrator of her estate.

May 8, 1873, County Court: Alanson Cannon, administrator of the estate, submitted an inventory of the personal property of the deceased. Included was one-eighth interest in a patent for an improved cotton card and cleaner.

August 4, 1875, County Court: Alanson, Cannon, administrator of the estate, made an estate settlement with the court.

Cannon Cemetery, Smyrna: L. T. Clement, 1 Sep 1803 - 22 Sep, 1869, & wife, L. A. Clement, 31 Mar 1808 - 17 Feb 1873.

219. Clemon, H. B. Died before August 28, 1869, intestate.

August 28, 1869, Chancery Court Enrolled Cases #2, pg. 472: Rufus K. Bethel and Thomas Bethel, Joseph Bethel and Clorinda Bethel, minor children of Rufus K. Bethel, who sued by him as their next friend; and Nancy Elvira [Hause] Bethel, wife of Rufus K. Bethel vs William Jordan, E. [Edward] J. Jordan, and Blunt Jordan in his own right and as guardian of complainants, Thomas Bethel, Joseph Bethel and Clorinda Bethel; Mrs. Roena Clemon, guardian of her children, Sarah Ann Clemon and William Henry Clemon, citizens of Concordia Parrish, Louisiana. The Chancery Court had decreed the sale of 200 acres of land belonging to the heirs of H. B. Clemon (deceased). William Jordan, an agent for his father, E. J. Jordan, had purchased the land for \$23 per acre. R. K. Bethel was to get 106 acres by paying \$23 per acre plus a bonus of \$200 when his share of the purchase money was paid. R. K. Bethel had paid \$1908.41 with his children's and wife's money and \$500 of his own funds. Bethel was unable to pay the remainder at the time required so he went to Carrol McCanness, who went to E. [Edward] J. Jordan and proposed to pay the balance that Bethel owed according to his contract and to relieve him from guardianship for Bethel's children and to release Blunt Jordan from his responsibilities as trustee for R. K. Bethel's wife. Jordan refused the offer. The complainant prayed the court to assign title to his wife, Nancy E. [Hause] Bethel, in proportion to the money she paid and assign title to him for the land that he paid for. The defendant was ready to pay any balance due. The defendants disputed the claims in their answer.

March 24, 1879, Chancery Court Enrolled Cases #10, pg. 110: E. [Edward] J. Jordan vs R. K. Bethel and wife, Nancy E. [Hause] Bethel; and Thomas Bethel, Joseph Bethel and Clorinda Bethel. The petitioner was the tenant in common with the defendants of a 106-acres tract of land. He wanted his share set apart if it could be done without injuring the other owners. If not then he wanted the tract sold for partition of the proceeds.

Rutherford Co., TN Marriage records: R. K. Bethel married Elizabeth H. Hause on December 22, 1859.

220. Cole, Nancy Died October 1859, unknown.

Note: Nancy Cole was the widow of Thomas Cole who died ca 1847 - see Vol. I.

Rutherford Co., TN US Census Mortality Schedules: N. Cole (female), 40 married, born in AL, died October 1859 of consumption.

1850 U. S. Federal Census, Versailles Dist.: Nancy Coal, 29; Emeline Coal, 12; Elizabeth S. Coal, 10; Mary Coal, 9; Martha Coal, 6; Nancy C. Coal, 4.

221. Coleman, Mrs. Louisa Died August 1859, intestate.

Rutherford Co., TN US Census Mortality Schedules: Louisa Coleman, 32 married, died in August 1859 of consumption.

222. Coleman, Patrick H. Died in May 1863, intestate. [Cont'd from Vol. III].

Note: Patrick H. Coleman was son of James & Rebecca Coleman. Widow: Elmira [Bone] Coleman, and a son, James H. Coleman.

July 8, 1879, County Court: James Henry Coleman, minor by his guardian, Sylvanus Lovan. Petition to remove guardianship from Tennessee to Kentucky. Elmira Coleman was his first guardian in Rutherford Co.. Sometime later they moved to Hopkins Co., KY. At the February term of the Hopkins Co. Court, Sylvanus Lovan had been appointed guardian for the minor.

223. Coleman, Walter Preston, M.D. Died June 10, 1870, testate.

Will dated June 3, 1870. Codicil dated June 3, 1870. Will submitted for probate on July 4, 1870. Executrix: Sally Coleman. The testator left all the property of every description to his wife, Sally [Neilson] Coleman to be used for her support and the education of the children. After the death of his widow, the estate was to be divided equally among the children. The testator nominated his wife as executrix. In the codicil to the will, the testator gave his widow authority to refute the will and accept her dower according to law if the children proved difficult.

September 12, 1870, County Court: J. D. Neilson, agent for Mrs. Sarah [Neilson] Coleman, executrix of W. P. Coleman (deceased), submitted an inventory of the personal estate of the deceased. The inventory contained an extensive list of notes and accounts about 50% of which were bad.

Rutherford Co., TN Marriage records: Walter P. Coleman married Fannie J. Black on September 2, 1851. Walter P. Coleman married Sally Neilson on July 11, 1865.

1870 Rutherford Co., TN Census, Dist. 9 (Sulphur Springs): W. P. Coleman, 44 Physician; Sallie Coleman, 38; Preston Coleman, 17; Walter Coleman, 13; Mary Coleman, 13; Sam Coleman, 11; Mattie Coleman, 4.

Black Family Cemetery, on US 231N: Walter Preston Coleman, M. D., 7 Feb 1823 - 10 June 1870, & wife, Fanny J. Coleman, 4 Aug 1821 - 11 May 1863.

224. Coleman, William A. Died in August, 1849, intestate. [Cont'd from Vols. I & II]

Note: Widow: Lucinda M. [Morton] Coleman, who died between 1860 & 1865 - see Vol. III Children: Giles Carroll Coleman, Matilda Frances Coleman, Thomas Brown Coleman, Elizabeth Lavina Coleman, Susan Ellen Coleman.

March term, 1866, County Court: Petition of Carroll M. McCanliss and wife, Elizabeth [Coleman] McCanliss; Frances Coleman, Thomas B. Coleman in his own right and as the purchaser of the interest of his brother, G. [Giles] C. Coleman; and Susan E. Coleman, a minor under guardianship of E. C. Jobe. William A. Coleman died intestate about 1849. He left a widow, Lucinda M. [Morton] Coleman, and was the father of the children named above. The court had set aside a dower for the widow who had since died. She had also purchased a tract of about 14 acres after the death of her husband. The petitioners prayed for a partition of the land into five shares with two shares going to Thomas B. Coleman. Petitioners were all of age except Susan E. Coleman. **Note:** Martha A. Coleman was a deceased daughter of William A. Coleman. She married John E. Neal on January 4, 1859. Their daughter was Susan E. Coleman, born ca 1865. J. E. Neal married Edna Mullins on December 11, 1866.]

225. Coleman, William Belfield Died July 1, 1863, intestate. [Cont'd from Vol. III].

Note: Widow: Angelina Elizabeth [Caldwell] Coleman Administrator: William Caldwell Children: Susanna Frances Coleman; Medora Jane Coleman; Ada David Della Coleman; Sarah Alice Coleman; Melvina Thomas "Mallie" Coleman. George Potts married Ada David Della Coleman. Thomas Carter married Susanna "Fanny" Coleman. Batt [Batson] Epps married Medora Jane Coleman.

April 28, 1874, Chancery Court Enrolled Cases #3, pg. 91: Ages of children were to wit: Susan Frances (20); Medora Jane (17); David Della (15); Sarah Alice (13); Melvina Thomas (11).

December 9, 1875, County Court: E. G. Bennett, guardian for Sarah Alice Coleman and Malvina [Mallie] T. Coleman, minor heirs of W. B. Coleman (deceased), made a settlement with the court. Susanna F. Coleman, Medora J. Coleman and Ada Della Coleman had become of age and were omitted from the settlement.

December 7, 1875, February 16, 1877, October 10, 1879, November 10, 1881: E. G. Bennett, guardian of Sarah Alice Coleman and Malvina T. [Coleman] McCanliss, minor heirs of W. B. Coleman (deceased), made a settlement with the court.

226. Coleman, William C. [Chesteen] Died December 2, 1874, intestate.

December 7, 1874, County Court: The court noted the death of William C. Coleman and appointed Alexander Coleman, son, as the administrator of his estate. He gave bond for \$600 with Edwin Coleman and David A. Coleman as securities.

January 6, 1875, County Court: J. W. Alexander was appointed guardian for James T. Coleman and William H. Coleman, minor children of W. C. Coleman (deceased). Alexander Coleman provided part of the security.

Mary 3, 1875 & May 5, 1875, County Court: Alexander Coleman, administrator of the estate, presented the court with a list of personal property sold at auction on February 17, 1875.

November 3, 1875, County Court, Enrolled Cases #3, pg 95.: Martha J. [Pillow] Coleman vs Alexander Coleman, administrator of W. C. Coleman (deceased), J. W. Alexander, guardian of Thomas Coleman and William Coleman, minors. The widow petitioned for her dower out of the 160 acres owned by the intestate and the court appointed commissioners to set aside dower portion.

January 3, 1876, County Court: Commissioners had set aside 45 acres as the dower for Martha J. [Pillow] Coleman, widow.

February 8, 1877, August 13, 1877, Mar 7, 1879, August 3, 1881, County Court: J. W. Alexander, guardian for J. Thomas Coleman and William Henry Coleman, minor heirs of W. C. Coleman (deceased), made a settlement with the court.

June 8, 1877, County Court: Alexander Coleman made a final estate settlement with the court.

Rutherford Co., TN Marriage records: William C. Coleman married Rebecca H. Coleman on August 5, 1846. William C. Coleman married Martha Pillow on September 16, 1874.

227. Collier, Lafayette Died April 1850, intestate.

Rutherford Co., TN US Census Mortality Schedules: Lafayette Collier, 15, died April 1850 of typhoid fever.

228 Collins, Daniel R. vs Addie B. [Braswell] Collins – Divorce

November 13, 1875, Circuit Court: The couple was married on November 15, 1869. Shortly thereafter, Addie Collins deserted her husband and in 1872 moved to Texas. The court issued a decree of divorce.

Rutherford Co., TN Marriage records: David R. Collins married Addie B. Braswell on November 16, 1869.

229. Comer, Adam, Sr. Died November 1859, intestate. [Cont'd from Vol. II].

Rutherford Co., TN US Federal Census Mortality Schedules: Adam Comer, 85 widowed, born in NC, died November 1859 of "palsy of the heart".

230. Condon, James Died bet. September 24 – October 3, 1866, non-cupative will. [Cont'd from Vol. III].

Note: Widow & Executrix: Eliza Jane Condon, died in 1867 - see Vol. III

March 3, 1869, County Court: John Burnett, administrator of James Condon (deceased) vs Frank Condon and others. Frank Condon; Elizabeth [Condon] Lence & husband, John Lence; Martha [Condon] Hagler & husband, Peter Hagler; and Nancy [Condon] Morris & husband, ___ Morris, heirs of the intestate, were all citizens of Union Co., Illinois.

231. Cook, David, Jr. Date of death unknown.

March 11, 1874, Circuit Court Enrolling Docket #6, pg. 362: A. B. Martin, executor of D. Cook, Jr. vs Levi Wade. Levi Wade's attorney confessed judgment for \$554.37 on a note that had been scheduled to be paid on October 3, 1866.

Rutherford Co., TN Marriage Records: David Cook, Jr. married Margaret E. Wade on February 23, 1858.

Henderson Cemetery, Franklin Rd.: Margaret E. Cook, daughter of Levi & Mary Patterson Henderson Wade, wife of David Cook, Jr., born 24 Oct 1835, died 23 October 1858.

232. Cook, George S. Died in January 1875, intestate.

Note: He was the son of John S. Cook, who died 1837 - see Vol. I, and Charlotte S. Cook, who died ca 1852 - see Vol. II.

February 1, 1875, County Court: The court acknowledged the death of George S. Cook and appointed Samuel C. Donnel as administrator. Commissioners were to allot and set apart for Mrs. Cook, widow of the deceased, support sufficient for one year.

March 2 & 3, 1875, County Court: Samuel C. Donnel presented to the court an inventory of the personal property belonging to the estate that consisted primarily of notes and accounts due and petitioned to be allowed to resign as administrator and the court accepted his resignation. M. P. G. Reeves was appointed administrator de bonis non of the intestate.

April 3, 1876, Chancery Court: B. [Benjamin] P. Northcott vs M. P. Reeves, John McHenry, Rutherford Co.; Richard L. Price and wife, Mary [Cook] of MO; Susan C. Cook, R. D. Cook, James C. Cook, Sarah Cook, George P. Cook, Louisa Cook and Robert Cook, Rutherford Co. On April 1, 1874, the complainant had sold M. P. Reeves and George S. Cook, father of defendants of that name, a small tract of land. They gave three notes of \$500 each in payment. At that time, M. P. Reeves and George S. Cook had formed a partnership to distill whiskey. The land they bought already had a distillery on it. The land was used until George S. Cook died in January 1875. The complainant wanted the land sold to pay the notes.

April 19, 1877, Chancery Court: B. [Benjamin] P. Northcott vs M. P. Reeves et al. The court ordered that the complainant recover of M. P. Reeves and John McHenry \$518.18 including interest on a note due January 28, 1875 and \$520 on a second note due on December 25, 1876. The land in the bill and the still house and appurtenances thereto had been bought by M. P. Reeves and by George S. Cook (deceased), ancestor of defendants named Cook and of Mrs. Mary [Cook] Price, as a partnership property and the notes had been given in payment. The court divested title in the property that had descended to the heirs of George S. Cook (deceased) and ordered the Clerk & Master to sell the property.

June 7, 1877, County Court: Commissioners reported they set aside provisions for one year for Mrs. S. [Susan] C. [Reeves] Cook, widow of G. S. Cook (deceased).

August 7, 1878, County Court: M. P. G. Reeves, administrator, made an estate settlement with the court. Mrs. S. C. Cook received \$94.45 as an allowance for one year.

Rutherford Co., TN Marriage records: George S. Cook married Mary J. Mabry [widow] on January 12, 1843. George S. Cook married Susan C. Reeves on December 21, 1859. R. L. Price married Mary L. Cook on January 5, 1860.

1850 Rutherford Co., TN Census, Trimbels Dist.: George S. Cook, 32 VA; Mary J. Cook, 32; Mary L. Cook, 6; John H, Maberry, 11; Susan Cook, 5; Robert Cook, 6 months.

1870 Rutherford Co., TN Census, Dist. 22 (Browns Mill): George Cook, 52 VA; Susan C. Cook, 39; Susan Cook, 21; Sarah Cook, 16.

233. Cook, Jack (colored) Died September 1849, intestate.

Rutherford Co., TN US Census Mortality Schedules: Jack Cook (colored), 18, born in AL, slave, died September 1849 a fever.

234. Cook, John D., Jr. Died before March 1, 1875, intestate.

Note: John D. Cook, Jr. was the son of John D. Cook, Sr., died ca 1854 & wife, Mary - see Vol. II. John, Jr. married on November 17, 1825, Christian "Kitty" Mullins, daughter of Giles C. (died ca 1827 - see Vol. I) & wife, Jincey Mullins, who had come from Lunenburg Co., VA in the 1820s.

March 1, 1875, County Court: The court noted the death of John D. Cook and appointed Robert A. Cook as administrator of the intestate's estate.

June 9, 1875, County Court: The administrator presented the court an inventory and a sale list of the personal property of the deceased's estate. The commissioners reported they had set apart \$65 for the widow for one year to purchase provisions as there were no provisions on hand.

February 4, 1878, County Court: R. [Robert] A. Cook, administrator of the estate, made a final estate settlement with the court.

September 25, 1882, County Court: Robert A. Cooke, Thomas M. Cooke, J. V. [Jesse Vincent] Mullins & wife, Kittie [Cooke] Mullins of Rutherford Co.; George W. Tatum & wife, E. F. [Frances Cook Morton] Tatum of Crockett Co.; J. [Jesse] B. Morton of Haywood Co.; Hartwell M. Cooke and wife, Lucinda M. [Morton] Cooke, Crockett Co. vs John H. Morton, Kitteria A. L. Morton, Sallie A. Morton, and Susan A. Morton, minor children of Jesse B. & Frances E. Morton (deceased), Haywood Co.. At his death, the deceased owned a tract of land of 130 acres. 10 acres of the land was cedars. The other 100 acres came to the deceased

under the will of his father, J. D. Cooke, Sr. This same land was devised to Christian [Kitty Mullins] Cooke, wife of J. D. Cooke, for her natural life in the event she survived him and then to her children. Christian Cooke did survive her husband but died in 1879, intestate. The petitioners and defendants were the children and grandchildren and heirs at law of J. D. Cook, Jr. (deceased). Mary [Cook] Morton, daughter, died before her father and left a daughter, Elizabeth F. Morton who married George W. Tatum. John C. Cook was a son of the deceased. Frances E. Cook married J. [Jesse] B. Morton after the death of her sister, Mary [Cook] Morton. She died before her father leaving a husband and five children to wit: Lucinda M. [Morton] Cook, wife of Hartwell Cook; Kitteria A. L. Morton, aged about 16 years; Sallie A. Morton, aged about 12 years; Susan A. Morton, aged about 10 years; and John H. Morton, aged about 19 years. The remaining children were Thomas M. Cook; Kittie [Cook] Mullins, wife of J. V. [Jesse Vincent] Mullins; Robert A. Cook. There were no outstanding debts against the estate. The petitioners averred that the land could not be partitioned equitably and prayed for a sale of the land for an equal distribution of the proceeds. The land was sold on February 12, 1883, for \$1143 to Robert A. Cook and T. [Thomas] M. Cook. On September 22, 1885, both notes were unpaid and past due and judgment had been taken against the purchasers.

Rutherford Co., TN Marriage records: J. V. Mullins married Kitturia Ann Cook on September 18, 1866. Jesse B. Morton married Mary J. Cooke on January 9, 1850. J. B. Morton married F. [Frances] E. Cook on December 8, 1859.

Tennessee Marriage records: G. [George] W. Tatum married E. F. [Elizabeth] Morton on December 23, 1868 in Haywood Co.

1850 Rutherford Co., TN Census, Mechanicsville Dist.: John D. Cook, 44 NC; Kitty Cook, 47 VA; John C. Cook, 22; William L. Cook, 20; Thomas M. Cook, 18; Frances E. Cook, 16; Kitturie Cook, 14; Rebeckah L. Cook, 12; Robert A. Cook, 9.

235. Cook, Martha H. Died August 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: Martha H. Cook, 22 single, died August 1849, of fever.

236. Cook[e], Robert Died between March 29 and May 2, 1870, testate.

Note: Nancy "Nicey" E. E. [Posey] Cook, widow, was the daughter of William S., Sr. & Anna [Nance] Posey - see Vol. II & III.

Will dated March 29, 1870. Will probated May 2, 1870. Executrix: Nicey E. [Posey] Cooke, widow. The testator gave his wife all his estate both real and personal after paying his debts and funeral expenses. At her death, all the estate was to be sold and one-half the proceeds was to go to his siblings and their children. The remaining one-half was to be divided among his wife's brothers and sisters and their heirs.

May 2, 1870, County Court: The court noted the death of the testator and proved and recorded the will.

June 6, 1870, County Court: Nicey [Nancy] E. [Posey] Cook qualified as executrix.

Rutherford Co., TN Marriage records: Robert Cook married Nicey E. E. Posey on January 9, 1842.

1850 Rutherford Co., TN Census, Mechanicsville Dist.: Robert Cook, 32, school teacher; Nicey Cook, 28

1860 Rutherford Co., TN Census, Dist. 4 (Mechanicsville): Robert Cook, 41; N. Cook, 39 (f).

237. Cooper, Frances "Fanny" G. [Lindsey] Died bet. 1870 and January 9, 1874, testate in Bedford Co, TN.

Note: Frances "Fanny" G. [Lindsay] Cooper was named in the will of her brother, Rev. Joseph Lindsey, Esq., who died October 28, 1869 [see Vol. III]. Fanny and Joseph were the children of Caleb and Temperance Lindsey, buried in the Lindsey Cemetery, Windsor Green Rd.: Caleb Lindsey, born Granville Co., NC 27 Apr 1763, died 23 Dec 1838 [see Vol. I]. Temperance Lindsey, born 1 Apr 1781, died 12 Feb 1862 [see Vol. II].

January 9, 1874, Chancery Court: Wise A. Cooper, executor of Joseph Lindsey (deceased) vs John L. Cooper, Fannie G. Cooper and others. This cause had been revived against J. L. Cooper, administrator of Fanny G. Cooper (deceased), at a previous term of the court.

June 6, 1874, Chancery Court: Wise A. Cooper, executor of Joseph Lindsey (deceased) vs John L. Cooper et al. The death of defendant, Fanny G. Cooper, was suggested since the filing of the complaint but has not been proven.

October 29, 1874, Chancery Court: Wise A. Cooper, executor of Joseph Lindsey (deceased) vs John L. Cooper et al. The Clerk & Master produced letters testamentary of the estate of Fannie G. Cooper issued from the County Court clerk of Bedford Co. and proved the death of Fannie G. Cooper. C. L. Cooper was executor of her estate.

Rutherford Co., TN Marriage records: John L. Cooper married Frances G. Lindsay on April 21, 1834. John L. Cooper married Mrs. Sallie W. Jamison on December 5, 1875 [Note: She was Sarah W. [Thomas] Jamison, widow of Henry Downs Jamison, who died in 1859].

1850 Bedford Co., TN Census (Dist. 9): John L. Cooper, 42 TN; Frances G. Cooper, 37 NC; Caleb L. Cooper, 13; Adelaide R. Cooper, 12; John S. Cooper, 4.

1870 U. S. Census, Bedford Co., TN: J. L. Cooper, 62; Fannie Cooper, 56 NC; Tempy Cooper, 18 (f); Robert B. Cooper, 13

238. Cooper, William Henderson, Dr. Died July 10, 1866, intestate. [Cont'd from Vol. III].

Note: Dr. William Henderson Cooper was the son of Charles D. & Elizabeth V. [Lindsey] Cooper.

October 31, 1876, Chancery Court: Wise A. Cooper, executor of Joseph Lindsey (deceased) vs John L. Cooper. William Cooper, a legatee under the deceased's will, had died. The court wanted to know if he died before or after the testator and if he died testate or intestate.

April 19, 1877, Chancery Court: Wise A. Cooper, executor of Joseph Lindsey (deceased) vs John L. Cooper and others. William H. Cooper, brother of Wise A. Cooper, had died in July 1866, unmarried and without issue. William H. Cooper (deceased) was buried in the family graveyard upon the land of Joseph Lindsey (deceased). The mother of Wise A. Cooper and William H. Cooper (deceased) was a sister of Joseph Lindsey (deceased). Wise A. Cooper as executor of Joseph Lindsey (deceased) reported there would be a surplus of funds after paying all legacies and debts of the testator.

239. Coppage, William Died between June 1868 and October 8, 1873, testate.

Will dated June 17, 1868. Will probated October 8, 1873. The testator bequeathed to his only child, Mary Turner [Coppage] Wright and the heirs of her body, a tract of land containing 111 acres. The testator's wife was to live on the land and have free use and benefit during her widowhood. She was to commit no waste or use or dispose of any timber. If she rented out the land, she was to have benefit of the proceeds.

October 9, 1873, County Court: H. T. Daniel was appointed administrator with the will annexed and gave bond of \$500.

October 24, 1873, County Court: Commissioners set apart provisions for one year for Mrs. Bidsy Coppage, widow.

November 10, 1873 & February 4, 1874, County Court: H. T. Daniel submitted a list of property sold at auction.

November 7, 1877, County Court: H. T. Daniel, executor of the estate, made an estate settlement with the court.

Rutherford Co., TN Marriage records: William Coppage married Obediance Taylor on September 26, 1850.

1870 Rutherford Co., TN Census, Dist. 24 (Big Spring): William Coppage, 67 NC; Obediance Coppage, 40 VA.

240. Cosby, Albert G. Died before July 1871, intestate.

Note: This may be Alfred G. Cosby, 20 Jan 1809 - 19 Mar 1863 buried with his wife, Sarah McKinley Cosby, 1821 - 1909, in Evergreen Cemetery, Murfreesboro.

July 5, 1871, County Court: The court noted that Albert G. Cosby had been dead more than six months and no one had applied for letters of administration. The court ordered E. L. Turner, Public Administrator of Rutherford County, to take charge of the said estate by virtue of his office.

September 4, 1871, County Court: Public Administrator submitted an extensive listing of the notes and accounts of the deceased.

241. Council, Rebecca Amanda [Dickey] Died between August 20 and October 5, 1874, testate.

Note: Widow of John L. Council (deceased) [see Vol. III]

Will dated August 20, 1874. Will probated October 5, 1874. First: The testatrix gave to Reuben Austin Council for his own use and benefit all the property the testatrix owned at her death after all debts have been paid. Second: The testatrix nominated and appointed Reuben Austin Council as executor of her will.

December 8, 1874, County Court: An inventory of the personal property of the estate of R. [Rebecca] A. Council (deceased) was presented to the court.

October 4, 1875, County Court: The executor had not been required to give security and had mishandled the estate. The court removed him and appointed R. D. Jamison as administrator de bonis non with the will annexed.

Rutherford Co., TN Marriage records: J. L. Council married Rebecca A. Dickey on September 15, 1864.

1860 Rutherford Co., TN Census, Dist. 4: J. L. Council, 60 NC; M[ary]. A. Council, 45 ; J. W. Council, 20 (m) IL; R. A. Council, 13 (m) IL; H. D. Council, 5 IL; John Sanders, 54.

1870 Rutherford Co., TN Census, Dist. 7: Rebecca Councille, 38; Rewbin Councille, 22; Henry D. Councille, 15.

242. Covington, Larkin A. Died before July 6, 1868, intestate. [Cont'd from Vol. III].

Note: Larkin A. Covington married 1st, 13 March 1817, Ann S. Meniffee in Rutherford Co. They had 10 surviving children. Divorce was granted for adultery on 26 April 1859 [see Vol. II]. Larkin A. Covington married 2nd, 17 April 1866, Diana Smotherman, daughter of Lewis & Mary Ann Smotherman. Diana [Smotherman] Covington was named the widow upon Larkin's death. Children [of Larkin & Ann [Meniffee] Covington:

1. Naoma "Oma" Covington, b. ca 1817, m. 12 Oct 1848, Willis Lamb and lived in Bedford Co., TN
2. Thomas P. Covington, b. ca 1819
3. John A. M. Covington, b. ca 1825, m. 2 Jan 1840 in Williamson Co., TN, Susan Pate
4. Jemima Jane Covington, b. ca 1826, m. 14 June 1843, John R. Holton [a daughter, Susan M. Holton, m. James Gillespie]
5. Sarah America Covington, b. ca 1828, m. 8 Jan 1851, Price or Pryor Fears, and lived in Kentucky.
6. Emily E. Covington, b. ca 1832, m. 22 Nov 1854, Larkin A. Covington [son of John H. & Ann [Marlin] Covington]
7. Larkin M. Covington, b. ca 1833, m. 12 June 1851, Sarah E. Fagan, and lived in Kentucky
8. Julia Elizabeth Covington, b. ca 1836, m. 27 June 1859, William R. Ray/Rhea, and lived in Kentucky
9. William L. Covington, b. ca 1838, m. 22 June 1858, Ruth F. Hendrix [see below]
10. Robert W. Covington, b. ca 1839, m. 31 Dec 1863 in Williamson Co., TN, Elizabeth Graham

September 14, 1869, County Court, Enrolled Cases #2, pg. 307: Robert W. Covington in own right and as administrator of L. A. Covington (deceased); Mrs. Naomi [Covington] Lamb and husband Willis Lamb; Thomas P. Covington; John A. M. Covington; Mrs. Sarah A. [Covington] Fears and husband, Pryor Fears; Larkin M. Covington; Mrs. Eliza [Covington] Ray and husband William Ray; John R. Holton, husband of Jane [Covington] Holton (deceased); Charles R. Holton; Susan M. [Holton] Gillespie and husband, James Gillespie; Ann E. Holton; L. A. Covington, husband of Emily E [Covington] Covington (deceased); Ruth F. Covington, widow of William Covington (deceased) vs Larkin R. Holton, John W. Holton, and Thomas S. Holton, minor heirs of Mrs. Jane [Covington] Holton (deceased) without guardian; John F. Covington, Larkin L. Covington, and Thomas W. Covington, minor heirs of Emily E. [Covington] Covington (deceased); Molly F. Covington and James R. Covington, minor heirs of William L. Covington (deceased). Petition for partition and sale to pay debts. Naoma [Covington] Lamb and husband were residents of Bedford Co. John A. Covington was a resident of Tipton Co. Mrs. Sarah A. [Covington] Fears and husband, Pryor Fears; Larkin M. Covington; Mrs. Eliza E. [Covington] Ray and husband, William, were residents of Christian Co., KY. Susan [Holton] Gillespie and husband, James Gillespie, were residents of Todd Co., KY. L. A. Covington and the minors, John F. Covington, Larkin L. Covington and Thomas W. Covington were citizens of Falls City, TX. The intestate had owned 105 acres of real estate and the petitioners prayed for a decree to sell the land for partition. The personal estate had raised about \$250 and debts were about \$900 so it would be necessary to sell land to pay debts. The land was auctioned on November 26, 1869, for a sum of \$1530.64. After debts and the administrator's fee were paid, the remainder was turned over to the administrator for partition among the heirs. April 6, 1875 & June 7, 1880, County Court: Ruth F. Covington was appointed guardian for Mary S. Covington and James R. Covington, minor children of William Covington (deceased) and heirs at law of L. A. Covington (deceased).

243. Covington, Marquis Lafayette Died September 10, 1846, intestate. [Cont'd from Vols. 1, II & III].

1857, County Court: The eleven slaves were identified as Sarah, 35; Anthony, 15; Anderson, 12; Betty, 5; Cerdin, 3; Minema, 35; Jane, 15; Tom, 16/17; Bill, 8; Ida, 5; and Allen, about 6.

244. Covington, William L. Died before December 1868, intestate.

Note: Son of Larkin A. & Ann S. [Menifee] Covington - see above

April 6, 1875, June 7 & 8, 1880, County Court: Ruth F. [Hendrix] Covington was appointed guardian for Mary "Molly" S. Covington and James R. Covington, minor children of William Covington (deceased) and heirs at law of Larkin A. Covington (deceased).

Rutherford Co., TN Marriage records: William Covington married R. F. C. Hendrix on June 22, 1858.

1870 Rutherford Co., TN Census, Dist. 10 (Versailles): Polly F. Hendrix, 73 VA; Ruth Covington, 34; Mary S. Covington, 11; James Covington, 9; Mary Hendrix, 32; James K. Hendrix, 40.

245. Covington, William J. Died January 8, 1857 in Williamson Co., TN, intestate [Cont'd from Vol. III].

Note: Widow, Minerva [Page] Covington. Her second marriage was to Spotswood L. Covington on November 5, 1857.

Also Note: There were three Covington brothers who came to Tennessee from North Carolina in the late 1700s: John Covington & David Covington of Rutherford Co., TN and William Covington of Williamson Co., TN.

May 19, 1872, County Court: William J. Covington died on or about January 8, 1857 in Williamson Co., TN. His widow, Minerva [Page] Covington married the deceased's brother, Spotswood Covington. His heirs at law were John Covington, a brother, and Elizabeth [Covington] Pate, a sister, and W. R. Turner, a nephew. When he died, the deceased owed his father, William Covington, the sum of \$900. William Covington had died in October 1871. The debt had not been paid prior to the death of the deceased's father. The widow and her husband, Spotswood Covington, had used and had disposed of all the personal property of the deceased. They had also taken control of all of the deceased's real estate and were liable to the heirs for rent for two-thirds of the real estate, a large sum of money. Minerva [Page – Covington] Covington claimed that William J. Covington (deceased) had used about \$1000 of her money to pay for the land and Spotswood Covington claimed that he had paid about \$300 on the land. To settle the dispute, the court decreed that Spotswood Covington and his wife would select one commissioner, the heirs at law would select a commissioner and those two would select a third commissioner. These three plus the County Surveyor were to set aside one-third of the land as the widow's dower that upon her death was to descend to the heirs at law. The remaining two-thirds were to be set apart to the heirs at law.

246. Cowan, Susan B. [Johns] Died bet. 1870 and September 8, 1871, intestate.

Note: Susan B. [Johns] Cowan was the widow of Varner D. Cowan, who died ca 1865 - see Vol. III and below. Susan first married Abner Johns, who died in 1825

September 8, 1871, County Court: The court noted the death of Susan [Johns] Cowan and appointed W. [William] A. Ransom as administrator.

November 29, 1872, Circuit Court: John B. Johns, administrator of J. [Julius] C. Wade (deceased) vs H. H. Cowan and William A. Ransom, administrators of Susan B. [Johns] Cowan (deceased). The jury found in favor of the plaintiff in the amount of \$1325.80 for two past due notes plus interest of \$52.60 The plaintiff was to recover the entire amount plus court costs and a levy was issued against the goods, chattels, lands and tenants of H. H. Cowan and against the goods, chattels, rights and credits of Mrs. S. B. [Johns] Cowan (deceased) when the same was to come into the hands of the administrator.

December 8, 1874, County Court: An inventory of the personal property of the estate of Susan [Johns] Cowan (deceased) was presented to the court. Included in the inventory were three payments totaling over \$200 received of ? Weakley of the ? Vaughan estate.

Rutherford Co., TN Marriage records: Varner D. Cowan married Susan B. Johns on June 28, 1827. Julius C. Wade married Margaret H. Cowan on March 3, 1857 [daughter of Varner and Susan Cowan].

1870 Rutherford Co., TN Census, Dist. 9: Julius C. Wade, 49; M. H. Wade (f), 33; S. B. Cowen (f), 64 VA; Allis Cowen (f), 21; W. Cowen (m), 32.

Wade Cemetery, Old Nashville Hwy & Thompson Lane: Large square monument: Julius C. Wade, June 1820 - 11 Apr 1871

247. Cowan, Varner D. Died June 1863, intestate. [Cont'd from Vol. III].

Note: Widow, Susan B. [Johns] Cowan, who died ca 1871 - see above.

October 30, 1865, Chancery Court: J. [Joseph] B. Cowan, William F. Cowan and J. [Julius] C. Wade complainants on behalf of themselves and all the heirs at law of Varner D. Cowan (deceased) vs L. A. Rogers, Rutherford Co.; C. P. Westcot, Davidson Co. and J. H. Barber, Rutherford Co. The complainants had leased 339 acres to J. Warren Clark on September 9, 1864 for a term of five years for the annual rent of twenty pounds of merchantable cotton per acre. The rent was payable on December first annually. On February 14, 1865, J. Warren Clark endorsed his lease over to the defendants who assumed all obligations and liabilities of J. Warren Clark. Defendants had cultivated and raised a crop the current year but have removed and sent off the crop to distant parts to avoid paying their rent. The complainants prayed for a decree of attachment of as much of the cotton crop necessary to pay the rent. The amount of rent was valued at \$3397.50.

November term, 1867, Circuit Court Enrolling Docket, pg. 24: J. B. Palmer sued Julius C. Wade, administrator of V. D. Cowan (deceased) for \$2000 for non-payment of a note due the plaintiff for services rendered. A jury awarded \$1264.00.

December 1, 1869, Circuit Court: E. [Edward] L. Jordan, assignee in bankruptcy of W. [William] W. Ross vs J. C. Wade. Administrator of Varner D. Cowan (deceased). A jury awarded the plaintiff \$483 to be collected from the estate of the intestate.

April term, 1872, Chancery Court: Julius C. Wade and wife, Margaret H. [Cowan] Wade vs Susan B. [Johns] Cowan, Joseph B. Cowan, P. [Patrick] H. Inman & wife, Sarah [Cowan]; and William Cowan et als. When Abner Johns died in 1825 [see Vols. I, II and III], he left surviving him a widow, Susan B. Johns and seven children. He devised to his widow a tract of land of 196 acres. He further directed that after her death, the land was to be sold and the proceeds equally divided among his children. Three of his children died intestate without issue and Susan F. [Johns] Ransom, one of the four surviving children afterwards died, leaving Fanny A. [Ransom] Wade her only heir. Susan B. Johns [widow of Abner Johns] later married Varner D. Cowan. She had lately died and Fanny A. [Ransom] Wade had petitioned to have her one-fourth share of the land set apart to her. The court received a report that 55 acres had been set apart for her and divested title from Joseph B. Cowan; Margaret H. [Cowan] Wade, wife of J. [Julius] C. Wade (deceased); William F. Cowan; Sarah C. [Cowan] Inman, wife of P. [Patrick] H. Inman; Henry Harrison Cowan; Idelia Cowan; Ann [Cowan] Seargeant, wife of John W. Seargeant; and Alice Cowan and vested it in Fanny A. [Ransom] Wade.

October term, 1873, Chancery Court: J. C. Wade, administrator and others vs Joseph B. Cowan and others. According to a report by the Clerk & Master, the estate of V. D. Cowan (deceased) was indebted to various parties in the amount of \$5406.92. There were no assets in the hands of R. D. Jamison, administrator de bonis non, to pay this indebtedness. The deceased had owned 500 acres of land when he died. The court ruled it was necessary to sell part or all of this land to pay the debts. The Clerk & Master was designated to conduct the sale. The land was divided into lots and an auction was held on January 5, 1874. After sufficient land had been sold to pay the indebtedness, the Clerk & Master had a contract to sell the remaining land for benefit of the heirs of the deceased. H. [Henry] H. Cowan and Ransford McGregor purchased 305 acres but failed to comply with terms of the sale and the land was again offered at auction on April 6, 1874.

October 17, 1874, Chancery Court: R. D. Jamison, administrator de bonis non of V. D. Cowan (deceased) vs J. B. Cowan and others. The Clerk & Master reported that there had not been sufficient land sold to pay the bills and auctioned off a tract of 38 acres for \$975.52 to Mrs. Medora [Cochran] Wade, wife of E. B. Wade.

April 26, 1875, Chancery Court: R. D. Jamison, administrator de bonis non of V. D. Cowan (deceased) vs J. B. Cowan and others. A tract of land, known as the "Hazen Monument Lot", had previously been sold to Nelson Cowan (colored) but he was unable to pay for it. The land was resold for payment of the note and was purchased by the United States of America for \$200. Title was divested out of John J. Allen and wife, Margret H. [Cowan - Wade] Allen; Joseph B. Cowan; Sarah [Cowan] Inman; William F. Cowan; Alice G. Cowan; John W. Serargent and Fanny A. Ransom, all heirs of V. D. Cowan (deceased).

October 21, 1875, Chancery Court: R. D. Jamison, administrator de bonis non of V. D. Cowan (deceased) vs J. B. Cowan and others. J. C. Wade had died by this date and had been replaced as administrator by R. D. Jamison. At auction on October 19, 1874, Medora Wade purchased a portion of the land sold. In partial payment, she had given a note for \$243.88 due and payable in twelve months. She bound her separate estate for payment and her husband, E. B. Wade joined her in making the note. The note had not been paid. The court decreed that if the note had not been paid by December 1, 1875, the Clerk & Master was entitled to resell the land or a portion thereof to pay the remaining purchase money. J. [James] W. Hill, G. S. [Giles Scales] Harding and Nelson Cowan (colored) had purchased land at the same auction and had also failed to pay their notes. They too were given until December 1, 1875, to pay their notes or the Clerk & Master would auction their land or a portion thereof to pay the remaining purchase money. Lot #5 of the Cowan land was sold in October 1874 to Nelson Cowan (colored) who gave a note payable on or before December 1, 1875. He was unable to pay the note and the lot was resold on February 1, 1875, to William Harland (colored) for \$57.95. The 3-acre lot was located at the southwest corner of the "Hazen Monument lot" purchased by the United States.

April 17, 1876, Chancery Court: J. C. Wade, administrator et als vs J. B. Cowan et al. The Clerk & Master was appointed to sell the land or a sufficient quantity thereof of the land purchased by G. S. [Giles Scales] Harding to pay judgment. Medora Wade and her husband, Eth. B. Wade, were given until September 1, 1876, to pay their note or have their land sold for judgment. J. [James] W. Hill was given until July 1, 1876, to pay his note plus interest or his tract of 43 acres would be resold. Nelson Cowan (colored) was also given until July 1, 1876, to pay his note plus interest or his tract would be resold.

November 1, 1876, Chancery Court: R. D. Jamison, administrator de bonis non of V. D. Cowan (deceased) and others vs J. B. Cowan. At the sale on April 6, 1874, William A. Ransom had purchased tracts of 47 acres and 41 acres. His note for \$423.78 due on April 6, 1876, had been only partially paid. The court instructed the Clerk & Master to recover a judgment for the balance plus interest and if not paid, to resell the land for the purchase money.

November 17, 1876, Chancery Court Enrolled Cases #7, pg. 353: H. H. Cowan; J. B. Cowan; S. J. Inman; M. [Margaret] H. [Cowan] Allen and husband, J. [John] J. Allen; Mrs. Annie M. [Cowan] Seargent and husband, John W. Seargent; William F. Cowan and Alice G. Cowan, all of Rutherford Co. vs J. B. Johns, administrator of Julius Wade (deceased); William A. Ransom; Nelson Cowan (colored); J. [James] T. Leach; James Rankin (colored); Andy Blackman (colored); Elizabeth Cowan and E. B. Wade. The complainants were heirs at law of V. D. Cowan. 333 acres had been sold and there were 232 acres left to sell, two hundred of which was in cultivation. The land of V. D. Cowan (deceased) had been in litigation since 1866. Julius Wade, former administrator, (deceased) had collected the rents for the entire tract but had never accounted to the heirs for them. The plaintiffs wanted the court to require his administrator to account for the rents. The new administrator, W. [William] A. Ransom, had rented out the land from 1871 to present without accounting for the rents. The plaintiffs prayed for a decree to make the estate of Julius Wade (deceased) and W. [William] A. Ransom account for all the rents received.

April term, 1877, Chancery Court: R. D. Jamison, administrator de bonis non of V. D. Cowan (deceased) vs J. B. Cowan and others. Medora Wade had sold the land to N. C. Collier who paid the balance of purchase money and was vested with title.

April 19, 1877, Chancery Court: John B. Johns, administrator of J[ulius] C. Wade (deceased) vs H. H. Cowan and others. V. D. Cowan died intestate on or about ? day of June 1863. H. H. Cowan had on March 27, 1868, conveyed to J. C. Wade as trustee all his right, title and interest in the estate both real and personal of his deceased father, V. D. Cowan. Since much of the deceased's real estate had been sold for payment of debts, H. H. Cowan only had interest in a small portion of the original real estate. H. H. Cowan was one of eight children so his share of the remaining estate was one-eighth. H. H. Cowan owed John B. Johns as administrator of J. C. Wade (deceased) the sum of \$2783 with interest and he owed Samuel C. Gentry, executor of Samuel Campbell Gentry (deceased) the sum of \$1689.60. The court gave him sixty days to pay both amounts or his interest in the estate of his father would be auctioned.

April 19, 1877, Chancery Court: The Clerk & Master resold for purchase money lot #10 of the Cowan lands for \$35 paid in cash. Title was divested from R. D. Jamison, administrator of V. D. Cowan (deceased); W. [William] A. Ransom; J. B. Cowan; H. H. Cowan; Margaret [Cowan - Wade] Allen; John W. Seargent & wife, Anna [Cowan]; Sarah [Cowan] Inman; Idella Cowan; Alice Cowan and all the other children and heirs at law of V. D. Cowan (deceased) to wit: John W. Wade and wife, Fannie Wade, and of G. S. [Giles Scales] Harding. The Clerk & Master also resold lot #9 containing 43 acres for \$1250.

September 7, 1878, Chancery Court Enrolled Cases #9, pg. 390: G. A. Stovall, guardian of C. H. Williams and John S. Williams, Shelby Co.; J. W. Sparks, commissioner in the case of R. D. Jamison, administrator de bonis non of V. D. Cowan (deceased) vs J. B. Cowan & others vs W. [William] A. Ransom, J. A. Ransom & Bro., a firm composed of J. A. Ransom & William Ransom, Jr.. W. [William] A. Ransom and J. A. Ransom were residents of Rutherford Co. and William Ransom was a resident of MS; Annie [Cowan] Seargent and husband, John Seargent; Alice Cowan; Joseph B. Cowan; and H. H. Cowan, all of Franklin Co.; W. F. Cowan, Sallie [Cowan] Inman and John Allen and wife, Margaret [Cowan - Wade] Rutherford Co. The defendants except those named Ransom and Sparks were heirs at law of V. D. Cowan (deceased) and Allen and Seargent who were husbands of the deceased's daughters. W. [William] A. Ransom had purchased two tracts of land at the auction. He had paid for one tract and owed \$100 on the second. The plaintiff had recovered a judgment against him for \$1742.72 plus costs and sought to have the tracts sold and the balance use to pay the balance due and the remainder applied to satisfy the judgment.

April 20, 1879, Chancery Court: J. W. Seargent & wife vs John B. Johns and others. Julius C. Wade (deceased) had been the original administrator of the estate and had died on April 11, 1871 before completing the task. John B. Johns was appointed the administrator of J. C. Wade (deceased) but had not completed the administration of the estate. On August 7, 1871, the Public Administrator assumed the responsibility of administering the estate of V. D. Cowan (deceased). On April 9, 1866, Julius C. Wade as administrator of V. D. Cowan (deceased) had filed a bill on which he joined his wife, Margaret H. [Cowan] who after the death of J. C. Wade became Mrs. [Cowan - Wade] Allen because she was one of the children of V. D. Cowan (deceased). The widow of V. D. Cowan, Mrs. Susan B. [Johns] Cowan, had since died and all the children and heirs at law of the deceased were made parties to the bill. All of the children were over twenty-one except Alice G. Cowan. The bill alleged that the intestate left but little personalty or assets for payment of debts and there remained about \$3000 in proven debts. The bill prayed for the sale of enough land to pay the proven debts. All the heirs prayed for the sale of all the land and the widow was to be compensated for her dower. It was later discovered that J. C. Wade as administrator had been responsible for a significant portion of the debts. The

complainants asked the court for a complete accounting of all the debts of the estate and payments made thereon. The court denied most of the accusations as to J. C. Wade (deceased)

May 14, 1880, Chancery Court: John W. Seargent & wife and others vs John Allen and others. W. [William] A. Ransom testified that from 1872 until 1880 he had collected \$3357.50 in rent and after paying out for services, taxes, plank and nails, he had \$2118.44 available for payment to heirs. He had paid Mrs. Sarah [Cowan] Inman the sum of \$397.20, H. H. Cowan the sum of \$395.67, Mrs. M. H. [Cowan – Wade] Allen the sum of \$914.56, Alice Cowan the sum of \$780.36, Alice [Cowan] Seargent the sum of \$200. He overpaid all of them except Alice Seargent who was shorted \$102.64. He claimed the overpayments against W. F. Cowan. W. [William] A. Ransom also noted he had purchased the interest of Idella Cowan in the land and was entitled to a share of the rents

April 22, 1882, Chancery Court: John A. Collier had paid all the purchase money for land purchased on April 19, 1881 and title was divested from J. B. Cowan, Sarah [Cowan] Inman, W. T. Cowan, H. H. Cowan, Adelaid Cowan, Alice Cowan and J. W. Seargent and wife, Harriett [Cowan], and vested in John A. Collier.

October term, 1883, Chancery Court: R. D. Jamison, administrator de bonis non of V. D. Cowan (deceased) vs J. B. Cowan and others. The court noted that V. D. Cowan's estate owed W. [William] W. Ross the amount of \$511.80 plus interest for a total of \$822.60.

248. No entry for this number.

249. Cox, Cosby H. Died between 1870 and July 3, 1871, intestate.

Note: Husband of Elizabeth [Barrett] Cox (deceased) who died before November 6, 1867 – Vol. III.

July 3, 1871, County Court: The court noted the death of Cosby H. Cox and appointed John H. Alexander as administrator.

1870 Rutherford Co., TN Census, Dist. 15 (Valley): Cosby H. Cox, 60 NC; Nancy Polk, 26 housekeeper; Martha Polk, 22.

250. Craddock, Simon Died November 4, 1875, intestate.

December 6, 1875, County Court: The court noted the death of Simon Craddock and appointed James H. Cook as the administrator. Commissioners allotted and set apart to Mrs. Margaret [Denton] Craddock, widow of the deceased, thirty barrels of corn, all the wheat on hand, eight pork hods, sixty pounds of coffee, one hundred pounds of sugar, one barrel of salt, \$5 to purchase soda, molasses and other items and one thousand bundles of fodder for support for one year.

February 7, 1876, Chancery Court Enrolled Cases #6, pg 438: J. [James] H. Cook, administrator and Margaret [Denton] Craddock, widow of Simon Craddock (deceased) vs Nat. L. Craddock; I. [Isaiah] D. Craddock; Robert F. Craddock; Tennessee Craddock; V. E. Craddock and Nancy Craddock, the last three minors; George Peebles, Esq., William A. Black; Wise Thomas; Dr. J. [James] H. Dickens, all of Rutherford Co. and all other creditors of said estate. The sale of personal property had realized about \$500 which was insufficient to pay off the indebtedness of the estate. The administrator had suggested the estate was insolvent. Recognized debts totaled about \$1500. The deceased owned about 275 acres. After the assignments, the complainants pray that they be permitted to sell sufficient land to pay off the indebtedness of the estate.

March 9, 1876, County Court: The administrator of the estate presented a sale list of the estate to the court.

May 26, 1876, Chancery Court: J. H. Cook, administrator vs Nat S. Craddock, I. [Isaiah] D. Craddock, Robert F. Craddock, Tennessee Craddock and George Peebles, W. B. Byrn, William A. Black, Wise Thomas and Dr. J. [James] H. Dickens. The court noted that Margaret [Denton] Craddock, widow of the deceased, was entitled to dower from the lands her husband owned at his death. Commissioners were appointed to set aside a homestead worth \$1000 and one-third of the remainder as her dower.

November 1, 1876, Chancery Court: J. H. Cook, administrator vs Nat. L. Craddock and others. The administrator did not expect more than \$500 in personality to come into his hands and claims exceeding \$1525 had been filed against the estate. After assignment of homestead and dower, there was a remainder of 133 acres that could not be advantageously divided among the seven legatees. The court ordered the Clerk & Master to auction the land. Defendants, A. F. Craddock and V. E. Craddock were minors and had been assigned a guardian ad litem. Commissioners reported they set apart for homestead 74 acres that embraced the residence and outbuildings, with an additional 59 acres for dower. Title to the homestead was divested from Nat. L. Craddock, A. F. Craddock, V. E. Craddock, Nancy Craddock and Robert Craddock and vested in the widow during her natural life.

April 19, 1877, Chancery Court: The Clerk & Master had auctioned the 133 acres and it sold for \$12.15 per acre. The purchaser paid \$200 in cash and gave two notes for the remaining amount.

October 15, 1877, Chancery Court: The administrator of the estate made a settlement with the court that showed he had \$430.56 on hand to pay debts that totaled \$3496.44. The court decreed that it was necessary to sell some of the lands that had descended

to the heirs of the deceased in order to retire the debts.

July 26, 1879, Chancery Court: J. H. Cook, administrator of Simon Craddock (deceased) and Margaret [Denton] Craddock vs Nat L. Craddock et al. Under a petition filed by L. Alexander and N. McKnight, there was a dispute regarding possession and title to one-half acre and a spring. The court deferred hearing the case until the Clerk & Master could collect more information.

February 2, 1880, County Court: D. T. Denton was appointed guardian of Nannie A. Craddock, a minor child of Simon Craddock (deceased) and presented the court an inventory of his ward's estate.

April 23, 1880, Chancery Court: J. H. Cook, administrator of Simon Craddock (deceased) vs Nathaniel L. Craddock et als. The administrator made a final settlement with the Clerk & Master. The estate balance was \$50.39.

November 12, 1881, County Court: D. T. Denton, guardian of Nannie A. Craddock, minor child of Simon Craddock (deceased), made a settlement with the court.

Tennessee State Marriages, 1780-2002: Simon Craddock married Mary J. Vick on July 14, 1840 in Wilson Co. Simeon Craddock married Margaret Denton on August 5, 1872 in Cannon Co.

1850 Dekalb Co., TN Census: Simon Cradick, 36 VA; Mary J. Cradick, 28; James C. J. Cradick, 9; Nathaniel L. Cradick, 6; Isaiah D. Cradick, 5; William H. Cradick, 2.

1860 Rutherford Co., TN Census, Jordans Dist.: S[imon] Cradick, 46 VA; M[ary] J. Cradick, 38; J[ames] C. C. Cradick, 19; Nathaniel Cradick, 17; Isaiah Cradick, 15; William Cradick, 13; Tennessee Cradick, 11; Robert Cradick, 9; Lizzie Cradick, 7; A. N. Cradick (f), 5.

1870 Rutherford Co., TN Census, Dist. 16 (Milton): Simon Craddock, 56 VA; Tennessee Craddock, 18; Robert Craddock, 16; J. L. Craddock, 14 (f); Frances Craddock, 10.

Craddock Cemetery, Hwy. 96N: Simon Craddock, 1813 - 4 Nov 1875, & wife, Mary Jane Craddock, 1821 - 1867.

251. Cranor, Anna C. [Weatherly] Died before October 4, 1875, intestate.

October 4, 1875, County Court: The court noted the death of Mrs. Anna C. [Weatherly] Cranor and appointed James M. McKnight as administrator of the estate.

March 9, 1876, County Court: The administrator of the estate presented an inventory of the estate to the court that listed notes and accounts due in the amount of \$627.96.

January 10, 1877, County Court: James N. McKnight, administrator, made an estate settlement with the court.

Rutherford Co., TN Marriage records: J. [Jesse] A. Craner married A. C. Weatherly on January 22, 1873.

Cook Cemetery, near Milton: Anna C., wife of Jesse ___ (no dates) (near other Cranor graves)

252. Cranor, Jesse A. Died between October 20 and December 1, 1873, testate.

Will dated October 20, 1873. Will probated December 1, 1873. First: The executor was to pay funeral and doctor bills and just debts. Second: The testator willed his wife, Ann C. [Weatherly] Cranor, for her own personal use, two bedsteads, furniture, one set of chairs, two trunks, one small table, one cow and calf, one shovel and tongs, one can, bucket, hand irons and sad irons and any other household furniture that she desired. Third: The testator willed to his sister, A. R. [Rebecca Alvira] Cranor, one bedstead and furniture. The testator willed his brother, Moses Cranor, one shotgun; to W. R. [William R.] Cranor, one pistol; to A. [Albert] D. P. Cranor, one overcoat; to S. [Samuel P.] B. Cranor, the testator's saddle and bridle. Fourth: After his death, the testator wanted all his property, personal and real, sold except that otherwise designated. The proceeds along with any money collected on notes were to be placed in the hands of a trustee for the use and benefit of his wife, Ann C. [Weatherly] Craner. When his wife died, if there was any money left, it was to be applied to a note the testator had given his father, T.[Thomas] B. Craner (deceased), for \$408. His mother had the note. The note was to be paid off if there were sufficient means available. Lastly: The testator nominated James N. McKnight as his executor.

January 7, 1874, County Court: James N. McKnight, executor of the deceased's estate, submitted a list of property sold on December 20, 1873.

March 4, 1874, County Court: Commissioners reported they set aside provisions sufficient for one year for the widow of J. A. Craner (deceased).

December 9, 1875, County Court: James N. McKnight, executor of deceased's estate, made an estate settlement with the court.

Rutherford Co., TN Marriage records: J. A. Cranor married A. C. Weatherly on January 22, 1873.

1860 Rutherford Co., TN Census, Milton P. O.: T. [Thomas] B. Cranor, 51; Mary Cranor, 49; Moses Cranor, 17; Sarah Cranor, 15; Jesse Cranor, 13; Elvira Cranor, 11; William Cranor, 9; Albert Cranor, 6; Sam Cranor, 1; R. [Rebecca Black] Cranor (f), 82 NC.

253. Cranor, Thomas B. Died between September 25, 1873 and October 5, 1874, testate.

Note: Son of Moses Cranor, 1st and wife, Rebecca [Black] Cranor, who settled in Rutherford Co. in 1810.

Date of Will, September 25, 1873. Probate of Will, October 5, 1874. 1st: The testator willed and ordained that his funeral expenses and debts be paid expeditiously. 2nd: The testator willed to his wife, Mary A. [Alexander] Cranor, all of his estate both real and personal during her natural life or widowhood unless such means as later dictated. 3rd: The testator had made the following advancements to his two married sons to wit: Moses Craner, the oldest, \$450 for which the testator held a non-interest bearing note; one horse valued at \$150; bed, bedstead & furniture and other articles valued at \$50; in all totaling \$650; and to Jesse A. Craner, second son, \$408 for which the testator held a non-interest bearing note; bed, bedstead & furniture and one stove and other articles valued at \$70 & one colt valued at \$50, in all \$528. 4th: The testator willed and desired that the remainder of his children to wit: William R. Cranor; Rebecca Alvira Cranor; Albert D. P. Cranor and Samuel P. B. Cranor have the amount of furniture or money paid to them when convenient by the widow with the advice of the executor. 5th: The testator willed that his wife with the advice of the executor was to sell the railroad stock when they could get a fair price for it. If his wife saw fit to divide the railroad stock, the testator wanted her to give W. [William] R. Craner and Rebecca Alvira Craner as advancements equal shares and to give the two minors, A. [Albert] D. P. and S. [Samuel] P. B. Craner the other two shares as they become of age. 6th: When his wife died, the testator wanted the land and property to be sold or divided as legatees thought best and all the legatees were to be made equal. The testator had advanced his son, W. [William] R. Craner, one horse valued at \$120. Lastly: The testator nominated and appointed Samuel S. Alexander as his executor.

October 5, 1874, County Court: The will of Thomas B. Craner (deceased) was presented to the court for probate, was proven and recorded. Samuel S. Alexander qualified as executor and gave bond for \$9500 with W. B. White, Moses Craner and Joseph N. McKnight as securities.

April 10, 1879, County Court: S. S. Alexander, executor of the estate, made an estate settlement with the court.

Rutherford Co., TN Marriage records: T. B. Cranor married Mary A. Alexander on June 29, 1842.

1870 Rutherford Co., TN Census, Milton P.O.: Jesse Cranor, 24; Thomas Cranor, 51; Mary Cranor, 49; Elvira Cranor, 22; Willie Cranor, 19; Albert Cranor, 16; Sam Cranor, 12.

Cook Cemetery, near Milton: Mary A. Cranor, 17 May, 1821 - 17 Aug 1886. Sarah E. Cranor, daughter of Tom B. & Mary A. Cranor, 10 Oct 1844 - 24 May 1869. Anna C., wife of Jesse ? (no dates - near Cranor graves)

254. Crass, Frederick H. Citizenship

November 30, 1870, Circuit Court Enrolling Docket #5, pg 47: Had applied for citizenship in 1859 but papers were lost. He testified that he had been a subject of the Dukedom of Napan in Germany under the Duke Adolphus the first. Mr. Crass had left there on March 10, 1854 and arrived in New York on April 23, 1854. He renounced other allegiances and was declared a citizen of the United States.

Newspaper Obituary: Capt. Frederick H. Crass, born in Dates, Germany, February 14, 1835, died in 81st year, September 30, 1915. Came to Murfreesboro as young man, lived at 716 N. Spring Street, father of Ambrose Crass, CSA veteran, 1st (Field's) Infantry.

255. Crawford, Fannie (colored) vs Bedford Crawford (colored) – Divorce.

July 31, 1872, Circuit Court: Case dismissed.

Rutherford Co., TN Marriage Records: Bedford Crawford married Fannie Rogers on January 30, 1869.

256. Crawford, James C. Died December 17, 1859, intestate. [Cont'd from Vol. II & III].

Note: His mother and administratrix was Martha, widow of John Crawford. His wife, Susan F. [Merritt] Crawford, had preceded him in death. His children: John M. Crawford; Fruzanna E. Crawford, wife of J. K. P. Wilkinson; Martha "Mattie" E. L. Crawford, wife of Robert A. Sanders; and Emma Sue Crawford, wife of John A. Wilkinson.

August 25, 1866, Chancery Court Enrolled Cases #1, pg. 95: Emma S. Crawford by her guardian, James F. Merritt; Robert A. Sanders and wife. Mattie E. L. [Crawford] Sanders; and Frusanna E. Crawford by guardian, D. [Daniel] F. Elam vs Martha Crawford, administratrix of James Crawford (deceased). Complainants charged that the administratrix had deliberately submitted an incomplete inventory of the estate that totaled \$800.58 and when she made a settlement with the court, she was allowed charges that exactly totaled that amount leaving nothing for the petitioners. They listed numerous irregularities in the use and sale of property. The intestate had been a member of Mitchell's Regiment of the Confederate Army.

Rutherford Co., TN US Census Mortality Schedules: J. Crawford (male), 38, died December 1859 of consumption.

257. Crawford, John Died before March 18, 1871, intestate.

March 18, 1871, County Court: E. L. Mathews, administrator of the estate, submitted a list of property sold at the sale of John Crawford (deceased) on March 18, 1871.

February 4, 1874, County Court: E. L. Mathews, administrator of the estate of John Crawford (deceased), made a settlement with the court.

258. Crawford, John M. Died "intestate about March 1864 in a hospital in Atlanta without wife or children."

Note: Son of James C. & Susan [Merritt] Crawford - see above. Brother of: Fruzannah [Crawford] Wilkinson; Martha "Mattie" [Crawford] Sanders; Emma Sue [Crawford] Wilkinson.

November 3, 1871, Chancery Court: Emma Sue Crawford & others vs John Baird, executor of Martha Crawford (deceased) – see below. Emma Sue Crawford had married John A. Wilkinson. Fruzanna E. Crawford has married J. K. P. Wilkinson. John M. Crawford had been dead for over twelve months and an administrator had not been assigned. The court appointed John A. Wilkinson as the administrator of his estate.

Tennessee State Marriages, 1780-2002: John A. Wilkinson married Emma Sue Crawford on May 28, 1871 in Grundy County.

259. Crawford, Martha Died in January 1871, testate.

Note: Widow of John Crawford who died 1843 - see Vol. I. Children: James C. Crawford [died 1859 - see above & Vol. II & III]; Charles B. Crawford [died 1845 - see Vol. I & II]; Elvira G. Crawford, wife of Charles M. Thacker. Elvira [Crawford] Thacker was deceased by 1843, leaving children: David C. Thacker and Martha A. S. Thacker.

Will dated August 2, 1867. Will probated February 6, 1871. Item first: The testatrix gave to Joseph E. Philips and his wife, Martha Ann Susan [Thacker] Philips, a tract of 100 acres that she had purchased from James Crawford, trustee of Charles B. Crawford by deed dated December 22, 1848. Item second: After payment of her debts and funeral expenses, the testatrix gave Joseph E. Philips and his wife, Martha A. S. [Thacker] Philips, all other property and notes in the estate. Item third: The testatrix nominated John Baird as her executor.

February 20, 1871, County Court: John Baird, executor of the estate, sold at auction the personal property belonging to the estate. January 4, 1872, County Court: John Baird, executor of Martha Crawford (deceased) vs Joseph E. Phillips and wife, Ann S. [Thacker] Phillips. Martha Crawford died in January 1871. She had previously deeded to Joseph E. Philips and wife, the tract of land mentioned in the first items of her will. The estate of Martha Crawford was largely in debt and Joseph E. Philips and wife deeded the property back to the administrator by quitclaim deed so that the land might be used in the settlement of debts.

February 6, 1872, County Court: The 100 acres of land was sold at auction on January 30, 1872 for \$18.75 an acre.

October 7, 1873, County Court: John Baird, executor of Martha Crawford (deceased) vs Joseph E. Phillips and wife, Ann S. [Thacker] Phillips. The purchaser of the land sold in 1872 had paid his note in full and the commissioner had \$1837.10 in his hands. The court issued a decree of title to the purchaser.

February 4, 1874, County Court: A settlement and a pro rata distribution of the estate of the deceased were presented in court.

Rutherford Co., TN Marriage records: J. [Joseph] E. Philips married A. M. [Martha] Thacker on October 17, 1865.

1870 Rutherford Co., TN Census, Dist. 15 (Valley): J. E. Philips, 30; A. M. Philips, 28; Robert Philips, 2; Mattie Philips, 8 months; Martha Crawford, 73 NC; D. [David] C. Thacker, 39 (m).

260. Creson, Lewis B. Died on or about March 22, 1863, testate. [Cont'd from Vol. III].

Note: Widow: Jane K. [Barkley] Creson. Administrator: William M. Bradley

October 16, 1866, County Court: The sheriff was commanded to summon John E. Lorance and wife, Mary A. [Creson] Lorance; George Patton and wife, Priscilla [Creson] Patton; Dennis H. Creson; John B. Creson; Andrew B. Creson; William Creson; James Creson; Robert Creson; Albert Creson; and Samuel Creson to appear at the November 1868, term of the court to answer or demurr to the bill brought by William M. Bradley, administrator of the estate. All were children of the deceased except John E. Lorance and George Patton, husbands of children.

261. Crichlow, James Died April 8, 1872, intestate.

May 6, 1872, County Court: The court noted the death of James Crichlow and appointed J. J. Lawing as estate administrator.

May 7, 1872, County Court: Commissioners were to set aside provisions for one year for Mrs. Jane [Sims] Crichlow, widow.

June 3, 1872, County Court: J. J. Lawing, administrator of the estate, submitted an inventory of the personal estate that consisted entirely of notes due and cash on hand.

October 30, 1872, Chancery Court: John Lawing & wife, Nancy [Crichlow], and Jane [Sims] Crichlow vs Thomas C. Crichlow; James Crichlow & William Crichlow, a minor; 4 children of Pitts Crichlow (deceased): Archie Crichlow, Willie Crichlow, Lillie Crichlow & Thomas Crichlow; and Samuel Crichlow and Sally [Crichlow] Gwin, widow of Alexander Gwin, who were non-residents of Tennessee. A guardian ad litem was appointed to defend the minor children.

October 31, 1872, Chancery Court: James Crichlow had died leaving a widow, Jane [Sims] Crichlow. Nancy [Crichlow] Lawing and the defendants [see October 30, 1872 entry above] were the only heirs at law. Jane [Sims] Crichlow and Nancy [Crichlow] Lawing and her husband petitioned the court to sell all the land and Jane Crichlow would receive the value of her dower from the proceeds. The court found the land could not be equitably partitioned among the heirs at law and appointed a commissioner to sell the land and the widow was to receive a fair value for her dower land.

The Murfreesboro News, January 9, 1873: Chancery sale of farm. The Clerk & Master offered for sale a 98 acre tract of land in Franklin Co. that the deceased owned at his death.

April 29, 1873, Chancery Court: J. J. Lawing & wife vs Thomas Crichlow et al. The Clerk & Master reported the sale on January 9, 1873, of a 98 acre tract of land in Franklin Co. for \$4255. The widow had elected to take money in lieu of her dower.

April 27, 1874, Chancery Court: John Lawing and wife & Jane [Sims] Crichlow vs Thomas Crichlow et al. A. J. Mason purchased the land sold on January 9, 1873 and gave a note for \$2000 with securities payable in one year. He paid \$900 on April 8, 1874, leaving a balance of \$1100 plus interest of \$153.83. The court considered that the Clerk & Master collect a judgment of the principal and interest plus any costs incident to the collection of the judgment.

November 27, 1874, County Court: John J. Lawing, administrator of deceased's estate, made a final estate settlement.

March 3, 1875, County Court: John J. Lawing, administrator of the estate of James Crichlow (deceased), made a final settlement with the court. The commissioners had set aside sufficient provisions for the widow of James Crichlow (deceased).

April 30, 1875, Chancery Court: J. J. Lawing and wife, Jane [Sims] Crichlow vs Thomas Crichlow, et al. A. J. Mason had not paid his note for purchase of land and owed \$2277 in principal and interest. The court issued a judgment against the purchaser.

October 21, 1875, County Court: J. J. Lawing & wife et al vs Thomas Crichlow, et. al. Amanda V. Crichlow of Leon Co., FL, was the guardian of James A. Crichlow; Samuel W. Crichlow; Sallie Crichlow; and Thomas N. Crichlow, who were also residents of Florida. The Clerk & Master was authorized to pay over to the guardian the amount of funds belonging to the the named minors.

May 10, 1876, Chancery Court: A. J. Mason, Franklin Co. vs John J. Lawing, et al. John Lawing and others had filed a bill on September 10, 1872, to sell a tract of land in Franklin Co.. They wanted to use the proceeds to pay the widow for her dower and divide the remainder of the real estate among the defendants. The land was sold on January 9, 1873 and the complainant was the purchaser. He paid \$255 cash and gave two notes each for \$2000 due at one and two year intervals. He paid the first note plus interest and a judgment had been taken on the second note. The complainant had examined the Register's books in Franklin Co. and charged that James Crichlow (deceased) did not own the property and the widow and heirs at law were not entitled to sell the property. According to the complainant the land belonged to John Clinton Brown. The Crichlow heirs had refused to provide him a clear title if he paid the remaining note. The complainant prayed for the court to void the sale, have his money

refunded and to pay for the value of improvements he made to the property while in possession of it. On February 2, 1877, the defendants responded claiming that they did indeed have valid title and listed the chain of sales prior to James Crichlow purchasing the land. In April 1878, the Chancery Court decreed that the title of James Crichlow (deceased) was valid and they had been entitled to sell the land. On January 9, 1883, the Supreme Court of Tennessee overturned the decision and voided the sale. They further stated that the complainant was entitled to be reimbursed for the purchase money plus interest. The defendants were entitled to reasonable rents for the time that the complainant occupied the land. The complainant was entitled to compensation for reasonable value of any improvements he made to the property.

March 26, 1877, Chancery Court: George A. Brown vs A. J. Mason. In 1868, George A. Brown sold James Crichlow a tract of 92 acres for \$4500. It was the same tract where A. J. Mason had been living. McClintock Brown was the father of George A. Brown. There had been an exchange of land in Rutherford Co. owned by George A. Brown for land in Maury Co. owned by McClintock Brown. The later had failed to execute to the former a deed for the property and the petitioner had filed a suit in Columbia in 1875 seeking to void the exchange and the deed that George A. Brown had made to his father. The court agreed and devised title to the land out of the heirs of McClintock Brown (deceased). George A. Brown had sold the tract to James Crichlow claiming to have a good title and James Crichlow had in turn sold it to A. J. Mason. The complainant transferred all right and title he held in the land to the heirs of James Crichlow (deceased), however, this did not clear up the matter. Litigation regarding title to this land went to the Supreme Court of Tennessee in 1883 which rescinded the transfer.

Rutherford Co., TN Marriage records: James Crichlow married Jane Sims on August 5, 1845. John J. Lawing married Nancy Crichlow on December 4, 1839. Alexander Gwin married Sarah C. Crichlow on October 27, 1853.

1850 Rutherford Co., TN Census, Murfreesboro: James Crichlow, 56 NC Cabinet Maker; Jane Crichlow, 40; Matilda Crichlow, 18; Sarah Crichlow, 17; John Crichlow, 16; Samuel Crichlow, 15.

Evergreen Cemetery, Murfreesboro: James Crichlow, born NC 3 Sep 1793, died 8 Apr 1872.

262. Crichlow, J. Pitts Died between July 27, 1870 and October 30, 1872, intestate.

Note: Pitts Crichlow died before his father, James Crichlow, who died in 1872 - see above.

October 30, 1872, Chancery Court: John Lawing & wife, Nancy [Crichlow], and Jane [Sims] Crichlow vs Thomas C. Crichlow; James Crichlow & William Crichlow, a minor; 4 children of Pitts Crichlow (deceased): Archie Crichlow, Willie Crichlow, Lillie Crichlow & Thomas Crichlow; and Samuel Crichlow and Sally [Crichlow] Gwin, widow of Alexander Gwin, who were non-residents of Tennessee. A guardian ad litem was appointed to defend the minor children.

1870 U. S. Census, Leon Co., FL: J. Pitts Crichlow, 40 TN Bookseller; Amanda Crichlow, 39; Archer Crichlow, 11; Lilla Crichlow, 6; Thomas Crichlow, 3 months.

263. Crider, F. O. Died between 1870 and October 6, 1873, intestate.

October 6, 1873, County Court: The court allowed G. A. Buchanan \$5 for holding an inquest on the body of F. O. Crider (deceased). Dr. James H. Charlton was allowed \$5 for holding a post mortem exam of the body of the deceased.

June 3, 1874, County Court: The court appointed William N. Mason as administrator of the estate of F. O. Crider (deceased).

July 7, 1880, County Court: A settlement of the estate of F. O. Crider (deceased) was presented in court.

1870 Rutherford Co., TN Census, Dist. 2 (Barnett): F. O. Crider, 68 VA Carpenter.

264. Crocker, Isaac Died before July 4, 1870, intestate.

Note: Elizabeth [Jetton] Crocker, died ca 1858 - see Vol. II

July 4, 1870, County Court: The court noted the death of the intestate and James W. Keele was appointed administrator of the estate. Commissioners were appointed to lay off and set apart provisions for one year for widow's use.

April 20, 1871, County Court: Commissioners reported they had set apart to Martha Jane Crocker, widow of the deceased, provisions sufficient for one year.

Rutherford Co., TN Marriage records: Isaac Crocker married Elizabeth Jetton on October 9, 1845.

1850 Rutherford Co., TN Census: Isaac Crocker, 30; Elizabeth Crocker, 26; Eugina Crocker, 3; Mary Crocker, 5 months.

265. Crockett, Overton W., Sr. Died April 23, 1864, intestate. [Cont'd from Vol. III].

Note: Overton W. Crockett, Sr. died leaving seven children and his grandchildren. Administrator: John A. Crockett, son

November 29, 1865, Enrolled Cases #1, pg 143: Overton W. Crockett, Sr. had died on April 23, 1864. He left John A. Crockett, W. [William] G. Crockett, D. [Dandridge] M. Crockett, O. [Overton] W. Crockett [Jr.], A. [Allen] B. Crockett, R. [Robert] P. Crockett and Ann M. [Crockett] Hollowell, wife of E. [Edwin] C. Hollowell, as his only children. William O. Batey, Louisa Batey, Molly Batey, Granville Batey, Evaline Batey and James Batey were his only grandchildren, children of America [Crockett] Batey (deceased) wife of William G. W. "Buck" Batey, intestate's daughter who died prior to her father.

266. Crockett, W[illiam] M. Died May 1860, unknown.

Rutherford Co., TN US Census Mortality Schedules: W. M. Crockett (male), 15, died May 1860 in a drowning accident.

1850 Rutherford Co., TN Census, May Dist.: John A. Crockett, 32; Margaret K. Crockett, 26; Frances C. Crockett, 10; John O. Crockett, 8; William M. Crockett, 6; Elizabeth E. Crockett, 4; Jane Crockett, 1.

267. Crouse, Phillis (colored) Died June 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: Phillis Crouse (colored), 30, slave, died June 1849 of unknown cause.

268. Crouse, Spencer Died May 1860, intestate. [Cont'd from Vols. II & III].

Note: Son of Henry Crouse, Sr. & his 1st wife [see Vol. III], and brother of Silas McHenry's wife, Spicy [Crouse] McHenry. Widow: Dorinda [Hunt] Crouse Administrator: Silas McHenry

February 22, 1872, Chancery Court Enrolled Cases #2, pg. 541: Matthew H. Crouse, et al vs H. A. Crouse, et al. The bill listed the following advancements: T. W. Ball and wife, Mary A. [Crouse] Ball, \$400; W. R. Jarman and wife, L. C. [Crouse] Jarman, \$400; J. H. Watts and wife, Nancy [Crouse] Watts, \$400; Henry A. Crouse, \$400 and had received of B. [Bennett] T. Crouse's share, \$400; W. L., Anderson and wife, Spicy A. [Crouse] Anderson, \$295; Mathew H. Crouse, \$343; John L. Graham and wife, Martha J. [Crouse] Graham, \$282.50; Henry A. Crouse, guardian of Frances Crouse, \$284.22; Henry A. Crouse, guardian of Amanda Crouse, \$284.22. The administrator had no assets to equalize the advancements and it was necessary to sell real estate. March 3, 1875, April 6, 1876, County Court: David Dement, guardian for Virginia F. [Frances] Crouse and Amanda F. Crouse, minor children of Spencer Crouse (deceased), made a settlement with the court.

February 8, 1877 & October 8, 1877, County Court: David Dement, guardian for Amanda F. Crouse, a minor heir of Spencer Crouse (deceased), made a settlement with the court.

October 9, 1884, County Court: Matthew H. Crouse; Mary [Crouse] Patterson, wife of Jackson Patterson; Spicy A. [Crouse] Anderson; Amanda J. [Crouse] Craddock, wife of Robert Craddock; David Dement; Edmond Dillon; Mary Hathcock, wife of William Hathcock; Spencer Watts; James Watts and Samuel Watts vs Matthew Watts, minor; Carrie E. Graham, Rufus Graham, Spencer D. Graham, Effinema Graham, John J. Graham, Joseph D. Graham, and Alonza Graham, the last seven were residents of Texas and were the children and heirs of Martha J. [Crouse] Graham. All other parties were residents of Rutherford County. The intestate's widow had long since been assigned dower that she occupied until she died on September 29, 1884. The petitioners claimed their rights to the deceased widow's dower

June 6, 1887, Chancery Court: Matthew H. Crouse & others, heirs of Spencer Crouse (deceased) vs Matthew Watts & others, heirs of Spencer Crouse (deceased). R. H. Martin had purchased and paid \$2739.24 in cash for a tract of land. The court divested title from Martin H. Crouse; Mary [Crouse] Patterson, wife of Jackson Patterson; Spicy A. [Crouse] Anderson; Amanda J. [Crouse] Craddock, wife of Peter Robert Craddock; and Edmund Dillon; Mary [Watts] Hathcock, wife of William Hathcock; Spicy [Crouse] Watts; Spencer Watts; James Watts; Samuel Watts; Carrie Graham; Rufus Graham; Spencer Graham; Effilina Graham; Johnny J. Graham; Joseph D. Graham and Leonza Graham. Dorinda [Hunt] Crouse, widow of the deceased, had had dower set apart for her. She lived there until she died September 29, 1884. Shares of the land were as follows. 1. Mathew Crouse, son, one share; 2. Mary [Crouse] Patterson, wife of Jackson Patterson, daughter, one share. #3. Spicy A. [Crouse] Anderson, daughter, one share;

#4, Amanda J. [Crouse] Craddock, wife of Robert Craddock, daughter, one share. David Dement was entitled to three shares as he had purchased the shares of Henry Crouse, Bennett Crouse, two of the intestate's sons and Frances [Crouse] Carter, wife of Chester Carter, daughter. #8, Edmund Dillon, one share purchased from Lucinda [Crouse] Jarman, wife of W. R. Jarman, daughter of intestate. #9, Mary "Mollie" [Watts], wife of William Hathcock, Spencer Watts, James Watts, Samuel Watts and Matthew Watts, children of Mrs. Nancy [Crouse] Watts, daughter of the intestate, who survived him but had died, one share. #10, Carrie E. Graham, Rufus Graham, Spencer D. Graham, Effilena Graham, Johnny J. Graham, Joseph D. Graham and Leonoza Graham, children of Mrs. Martha J. [Crouse] Graham, daughter who died after her father, one share. The 73 acres had been the dower of the intestate's wife. The petitioners as they were all of age were entitled to their shares in severalty; however, due to the number of heirs and the limited acreage, the land could not be partitioned. The court agreed and appointed a commissioner to sell the land.

Rutherford Co., TN Marriage records: Spencer Crouse married Derinda Hunt on December 20, 1830. William L. Anderson married J. A. Crouse on December 30, 1867. John A. Bottoms married Jane Crouse on September 23, 1857. John L. Graham married Martha J. Crouse on December 11, 1866. William R. Jarman married Lucinda C. Crouse on February 9, 1857. J. H. Watts married Nancy A. Crouse on May 5, 1857. Thomas W. Bell married Mary Crouse on January 9, 1853.

Rutherford Co., TN US Census Mortality Schedules: Spence Krause, 52, married, died May 1860 of apoplexy.

269. Crugs, Lance Died before January 3, 1870, unknown.

January 3, 1870, County Court: J. W. Quarles was allowed the sum of \$5 each for holding an inquest on the bodies of Lance Crugs (deceased) and Martha Somers (deceased).

270. Crutcher, Henry L. Died before April 28, 1871, intestate.

April 28, 1871, Chancery Court: W. W. Randolph vs H. L. Crutcher. The court acknowledged that the defendant had died and ordered the case revived with the administrator of the deceased.

1850 U. S. Census, Williamson Co., Dist. 9: Henry L. Crutcher, 51 VA; Elizabeth Crutcher, 40; Jane Crutcher, 20; Tennessee Crutcher, 14; Lawson Crutcher, 12; Henrietta Crutcher, 10; James Crutcher, 7; Asariah Crutcher, 5; Eudora Crutcher, 3.

1860 Rutherford Co., TN Census, Dist. 5: H. L. Crutcher, 62 VA; E[lizabeth] Crutcher, 50 (f); C. Crutcher, 21 (m) Superintendent of farm; Eudora Crutcher, 12; A. Crutcher, 4 (m); L. Crutcher, 8 (f).

271. Cunningham, Amanda C. "Cary" [Ross] vs Cicero P. Cunningham - Divorce.

Note: Amanda Caroline "Cary"[Ross] Cunningham was the youngest daughter of Robert and Nancy [Wills] Ross. After her divorce from C. P. Cunningham, she married John A. Higdon. See information about her brother, Madison A. Ross in Vol. III.

November 23, 1864, Chancery Court: Amanda Cunningham vs Bank of Tennessee. The plaintiff charged that her husband, Cicero P. Cunningham, had abandoned her about two years earlier and had fled the state after squandering all their possessions he could get his hands on, leaving her with two children. She was the owner in her own right, in fee simple, of a small tract of land where she lived. She had managed through her own efforts to raise a small crop of cotton that was worth about \$1500. Only a small portion had been picked. On August 16, 1864, the Bank of Tennessee recovered two judgments totaling \$1229.85 plus costs in the Circuit Court of Bedford Co. against her husband as principal on notes held by a branch bank in Shelbyville. An execution had been issued and the sheriff of Rutherford County had levied it on the cotton crop, picked and in the field. They planned to sell the crop and apply the proceeds against the judgments. She argued that the cotton crop was not subject to the debts of her husband according to section 2485 of the Code of Tennessee. She also alleged that all the officers of the Bank of Tennessee had fled the state taking with them all the capital and movable assets of the bank. She prayed for an injunction to restrain the sheriff and the bank from proceeding to sell the cotton. The court issued a restraining order against the sale and made it perpetual. July 18, 1865, Circuit Court Enrollment Docket #1, pg. 242: Amanda Ross accused her husband of being a profligate and improvident man spending his time in idleness, wasting her property and keeping company of abandoned women. About two years previous, he abandoned her and their two children and did not provide any support. The court granted a divorce decree.

Rutherford Co., TN Marriage records: C. P. Cunningham married Amanda C. Ross on March 3, 1859. John A. Higdon married Cary A. Cunningham on May 1, 1867.

272. Cunningham, Bennett K., Dr. Died after 1860 & before August 3, 1868, intestate. [Cont'd from Vol. III].

Note: Dr. Bennett K. Cunningham probably died in Roane Co., TN. William G. Garrett married Pheba Cunningham in 1853 in Rutherford Co. Pheba [Cunningham] Garrett was related to Dr. Bennett Cunningham.

March 3, 1875, County Court: Jesse A. Collier, administrator of W. [William] G. Garrett (deceased) who was in his lifetime guardian for William B. Garrett, Lizzie Garrett and Thomas Garrett, minor heirs of Bennett Cunningham (deceased), made a settlement with the court.

July 5, 1876 & August 2, 1880, County Court: W. [William] B. Garrett was appointed guardian of Lizzie Garrett and Thomas G. Garrett, minor heirs of W. G. Garrett (deceased) and heirs at law of Barnett Cunningham (deceased).

273. Currin, David M. Died before January 8, 1866, testate, in Shelby Co., TN. [Cont'd from Vol. III].

Note: David M. Currin was the son of Jonathan and Elizabeth [Jenkins] Currin. Jonathan Currin died 15 Sep 1843 - see Vols. 1, II & III and below. Elizabeth [Jenkins] Currin died about April 1866 - see Vol. III. David M. Currin was to have been the executor of his mother's estate. In 1866 Amanda Currin and Adelia Currin, younger sisters of David M. Currin, purchased a tract of 10 acres for \$9,000, it being the family homestead and contained the mansion house and outbuildings.

January 8, 1866, Chancery Court, Enrolled Cases #1, pg. 42. The testator left all his property, personal and real, to his wife, Letitia Irby [Watson] Currin. She was to pay all the bills and provide for the children.

September 6, 1875, Chancery Court: Amanda B. Currin and Adeline I. Currin vs Howell E. Jackson, executor of D. M. Currin (deceased) and F. C. Dunnington, Clerk of the Supreme Court requested an injunction to enjoin the supreme court clerk from selling the storehouse and lot known as the "Drugstore", located on the east side of the Public Square in Murfreesboro, under decree of the Supreme Court in favor of Howell E. Jackson, executor of the deceased's estate.

March 18, 1878, Circuit Court: J. M. Childress, Jr. vs Amanda Currin, Adeline Currin and J. M. Avent. The plaintiff held a judgment against the defendants for \$230.93 and costs and interest. An execution was issued against the goods, chattels, lands and tenements of the defendants until the debt was paid. A tract of land was condemned.

1860 Shelby Co., TN Census, Memphis: D. M. Currin, 40 Lawyer; Lettie Currin, 32; D. M. Currin, Jr., 14; Jennie Currin, 7; Jonathan Currin, 5

274. Currin, Jonathan Died September 15, 1843, testate. [Cont'd from Vols. I, II & III].

December term, 1865, Supreme Court of Tennessee, Enrolled Cases #1, pg. 41: The court affirmed the judgment of Amanda Currin and Adelia Currin against H. P. Keeble and his securities. The total judgment plus interest was \$1576.07. D. [David] M. Currin had died since the judgment and his interest in the judgment remained undisposed of.

275. Curry, Elsa (colored) Died September 1859, unknown.

Rutherford Co., TN US Census Mortality Schedules: Elsa Curry (colored), 72, born NC, Slave, died September 1859 of old age.

276. Daniel, Henry G. Died before October 1850, intestate. [Cont'd from Vol. II].

Note of Correction: The middle initial was corrected to G. from T.

November term, 1856, Circuit Court Enrollment Book, pg 187: James Daniel, administrator of Henry Daniel (deceased); James M. Daniel; Lucius Daniel; Henry L. Daniel; Thurston Daniel; and Mary Jane Daniel, Robert B. Daniel and Lucy Daniel, minors under guardianship of Alexander Tassej, petitioned to sell a slave. The intestate's widow, Virginia Daniel, had also died. **Note:** This statement is belied by the 1870 census. Virginia Daniel age 67 born in VA is still alive.] The petitioners were tenants in common to a slave, Andy. They prayed for a verdict to sell the slave and to distribute the proceeds. The slave was sold on December 31, 1856 for \$1322.

August 6, 1877, Chancery Court Enrolled Cases #8, pg. 200: Mathias Hoover vs Virginia Daniel, William George, Lucius Daniel and Mack Weaver (colored), Daniel Weaver (colored) and Patrick Shinn. Lucius Daniel lived in Coffee Co. The deceased had owned 100 acres when he died. The deceased left a widow and six children. The complainant had purchased the interest of five of the children, Lucius Daniel still retained his one-sixth share that had been set apart to him per an agreement between the widow and Lucius Daniel. Dower had not been formally assigned to her but she had use of about one-third of the remaining land per an

agreement between her and the parties interested. After a few months, the widow had set up a claim to the rest of the land and had put William George on the land previously occupied by her and he was claiming to act under her authority. The land she had claimed was populated by cedar timber and said William George was cutting the timber and hauling logs to Murfreesboro. Petitioner prayed that Virginia Daniel and William George be restrained from further cutting of cedar timber and unless she agreed to abide by the previous agreement the court should appoint commissioners to set apart her dower.

April 9, 1878, Chancery Court Enrolled Cases, pg. 209: The defendant in the above case responded and said that Henry Daniel had died in 1839 or 1840 instead of 1849/1850.

1850 Rutherford Co., TN Census, Big Spring Dist.: Virginia Daniel, 47 VA; James M. Daniel, 20 VA; Lucius Daniel, 18 VA; Henry L. Daniel, 16; Mary J. Daniel, 13; Robert B. Daniel, 11; Lucy Daniel, 9.

1870 Rutherford Co., TN Census, Dist. 24 (Big Spring): John Mayfield, 29; Mary Mayfield, 23; Clementine Mayfield, 3; W. C. Mayfield 8/12 (born ca January 1870); Alexander Parker, 25 farm hand; Virginia Daniel, 67 VA; Victoria Daniel, 14.

277. Daniel, James E. Died between 1861 and before October 2, 1865, unknown. [Cont'd from Vol. III].

Note: James E. Daniel was the son of Thurston and Hettie Daniel. James E. Daniel married Susannah Helton on January 14, 1845. Children [based on census records]: William Daniel; John Daniel; Julia "Judy" Daniel; James Daniel; Mahala Daniel; Sarah Angeline Daniel; Benjamin F. Daniel

March 3, 1875, June 7, 1876, March 7, 1877, August 12, 1878, January 10, 1880, County Court: R. [Robert] K. Bowman, guardian for Angeline Daniel and Benjamin F. Daniel, minor heirs of James E. Daniel (deceased), made a settlement with the court.

March 20, 1877, Circuit Court: James Daniel vs James N. Champion. The plaintiff before his death had obtained a judgment of \$623.61 plus court costs against the defendant. The judgment had never been satisfied. James P. Daniel was the administrator of the estate. The defendant was given until the July 1877 term to show cause why the judgment should not be levied.

March 14, 1878, Circuit Court: The court revived the judgment for \$623.61 plus \$12.13 costs against James N. Champion and issued execution on it.

October 4, 1881, County Court: R. K. Bowman, guardian for Benjamin F. Daniel, minor heir of James E. Daniel (deceased), made a settlement with the court.

278. Daniel, Thurston Died August, 1865, intestate. [Cont'd from Vol. III].

March 9, 1876, County Court: J. B. Daniel, one of the executors of the estate, made a final estate settlement with the court. There was a balance due the estate of \$9334.88.

279. Darragh, Capt. Thomas Benton Died October 7, 1875, intestate.

October term, 1875, Chancery Court: Elizabeth K. Smith, executrix of John P. Smith (deceased) vs John Leiper and others. The death of T. B. Darragh was noted and scire facias was issued on Lucy [Lieber] Darragh, widow, and John Darragh and T. B. Darragh, Jr., minor heirs at law of T. B. Darragh (deceased), for them to appear in court to show cause if any why the cause should not be revived against them.

November 2 & 3, 1875, County Court: The court noted the death of Thomas B. Darragh and appointed James A. Leiper as administrator of the estate. Lucy [Leiper] Darragh and William F. Leiper provided security for the bond. The court appointed commissioners to set apart support sufficient for one year for Lucy E. [Lieber] Darragh, widow of the deceased.

February 7, 1876, County Court: Tribute of Respect. At a meeting of the Murfreesboro Bar held on Friday, October 8, 1875 to take action concerning the death of its member, Thomas Benton Darragh the following proceedings were had. The members being assembled at the office of the Clerk and Master. . Upon motion of Richard Beard, it was decided that the bar attend the funeral of the deceased in a body and that a committee of five be appointed for the purpose of drawing up resolution expressing the sentiments of the members of the bar convening the deceased and their sympathy with the afflicted family. The committee . . deem it improper to enter into an extended sketch of the personal and professional life of our deceased brother. Capt. Darragh died in the 37th year of his age. He came to the Murfreesboro Bar ten years ago and spent the whole of his professional life amongst us. We are sure we express the sentiments of our associates when we say that he was a man of uncommon natural endowments. His mind was unusually clear and accurate and he was surpassed by few in lucid and logical statement of facts in his addresses before the bench and jury, a quality which among his other endowments made a successful advocate. He was a man of fine personal appearance and most winning address. All these advantages secured him a good practice. No member of the Bar excelled him in the courtesy of his bearing. He was of admirable temper and it is not in the memory of your committee

that he ever in any instance spoke an unkind or ill-tempered word to the court or any member of the Bar. . .

March 9, 1876, County Court: The administrator of the estate presented an inventory of the estate to the court that listed over one hundred accounts due for a total of \$2033. The accounts were all for even money and most were in increments of \$5. Commissioners submitted a report stating that there were no supplies on hand and they allowed the widow \$1000 in lieu of the usual amount of supplies.

March 13, 1876, Chancery Court: Lucy E. [Leiper] Darragh vs Napoleon Black, St. Louis, MO; W. [William] H. Washington; James A. Lieper, administrator of Thomas B. Darragh (deceased) and John Lieper, Thomas B. Darragh, Jr.; and John L. Darragh. The complainant was the widow of the deceased and the last two defendants were the only children of her deceased husband. Thomas B. Darragh had died on October 7, 1875. She was the daughter of John Leiper. Sr. and had married Thomas B. Darragh on November 7, 1865 in Murfreesboro. There was a contract of marriage between the deceased and his wife. A short time before the marriage, Thomas B. Darragh had approached her father and represented to him that his law office and the ground upon which it stood could be bought cheaply. Thomas B. Darragh himself did not have the money but had proposed to her father that he purchase it for his daughter. The owner was about to sell the building and had priced it at \$1200. Her father had agreed and had given Thomas B. Darragh the \$1200 with the express stipulation that it would be used to pay for the lot and building and the deed was to be made to the complainant, her heirs and assigns absolutely. The money was used to pay the purchase price but when T. B. Darragh drafted the deed, he took title unto himself. Neither the complainant nor her father knew about the deceit until long after the purchase of the property. On June 15, 1874, the sheriff sold the property to W. [William] H. Washington for \$857.53 to satisfy judgements upon which executions had been issued. The complainant stated she had no knowledge of the judgments, executions, levies of sale until the date of sale. Her father at that time resided in St. Louis, Missouri. The complainant argued that her husband by taking the title in his name, he had accepted the property in trust for her use and benefit. Complainant alleged that she had the right to redeem the tax title and she tendered \$36.75 plus costs and interest in payment. The purchaser of the property had obtained a writ of ejectment against N. B. Black and James A. Leiper on the strength of the sheriff's deed. She prayed that legal title in the property be declared a "resulting trust" during her husband's lifetime and that an injunction be issued to prevent Mr. Washington from further prosecuting his writ of ejectment. In the meantime, she requested a receiver be appointed to take charge of the building and manage it.

Note: No resolution to this case was contained in the file.

Rutherford Co., TN Marriage records: Thomas T. B. Darragh married Lucy E. Leiper on November 7, 1865.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 5: John Leiper, 61 Merchant; Elizabeth Leiper, 47; John Leiper, Jr., 24 Merchant; Lizzie Leiper, 14; Thomas Darrough, 27; Lucy Darrough, 28; John C. Darrough, 3.

280. Daughtry, Nancy [Howland] Date of death unknown, but prior to 1861.

Note: In the estate of Jeremiah Jacobs, died November 25, 1850 [see Vol. II], a statement was made in County Court records on September 3, 1861 that Elizabeth [Jacobs] Howland was a daughter of Jeremiah Jacobs. Elizabeth was the mother, among other children, of a daughter, Nancy [Howland] Daughtry. In 1861 both Elizabeth and Nancy were deceased. Nancy died leaving children: Sims Daughtry; Mary Daughtry; Martha Daughtry; Alice Daughtry; John Daughtry and Cilia Daughtry.

October 31, 1876, Chancery Court: W. [William] C. Jacobs, administrator vs Louisa Daughtry et als. Nancy Daughtry's heirs were to wit: Louisa [?Lewis] Daughtry; John Daughtry; and Alice Daughtry and John F. Howland; Amanda [Howland] Jacobs and Celia [Howland] Belt's heirs, names unknown; Ellen Robinson; Joe Parker and wife, Fanny [Howland] Parker; Davidson Summers and wife, Mary [Howland] Summers; Clinton Howland; and Dr. Ephraim Spear; Dr. J. M. Dill and Matilda Brinkley had been served with process and failed to appear at this term of the court. The bill was to be taken as confessed and an ex parte hearing scheduled.

October 23, 1879, Chancery Court: W. [William] C. Jacobs, administrator vs Louisa [?Lewis] Daughtry et als. In accordance with a decree of April 1879, the Clerk & Master had offered two tracts of land for sale. The larger tract containing 109 acres had sold for \$7.90 per acre to W. J. Jacobs and the smaller tract containing over 23 acres had not been sold for lack of bids.

Rutherford Co., TN Marriage records: William Daughtry married Nancy Howland on December 23, 1845. John F. Howland married Isabel Daughtery on October 2, 1856. John W. Jacobs married Amanda Howland on January 25, 1853. William Belt married Celia Howland on January 17, 1856. Joseph H. Parker married Fanny Howland on September 22, 1870. James Gibson married Matilda Brinkley on March 7, 1877. Davidson Summers married Mary Ann Howland on July 25, 1848.

1850 Rutherford Co., TN Census, Big Springs Dist.: William Dority, 22; Nancy Dority, 20; Lewis Dority, 3; Mary Dority, 1.

281. Davis, Abel Died about September 1869, intestate. [Cont'd from Vol. III].

Note: Abel Davis married 1st, 5 January 1836, Tabitha Daniel, who died about 1853. Abel Davis married 2nd, August 30, 1855, Elizabeth Johnson. Children from the 1st marriage: Catharine Davis, wife of C. [Columbus] M. Johnson; Frances Davis, wife of Charles R. Ransom; Baldy (Archibald) Davis; Lucinda Davis, wife of John Gordon; Sarah Davis, wife of Fountain H. Miller; Charles Davis; Julia Davis. Children from the 2nd marriage: Felix M. Davis; Mary E. Davis; Elizabeth Davis, Jr.; Bud Davis, George Davis; William Davis, Della Davis.

November 7, 1875, March 8, 1878, March 3, 1879, October 5, 1881, County Court: B. [Burrell] D. Fletcher renewed his bond as guardian for Felix M. Davis, Mary E. Davis, Elizabeth Davis, Bud Davis, George Davis, William Davis and Della Davis, minor children of Abel Davis (deceased). There was a balance due wards of \$6339.44.

September 14, 1880, Chancery Court, Enrolled Cases #11, pg. 17: J. M. Alexander vs Burrell D. Fletcher; Elizabeth Davis; Bud Davis; George Davis; William Davis and Della Davis, the last five were minors. B. D. Fletcher had made a settlement on January 1, 1879 but had not renewed his bond. He owed his wards \$5625.29. The complainant prayed for a decree to require B. D. Fletcher to renew his bond or be denuded of his trust. He had heard that said Fletcher was attempting to divest himself of his assets in order to preclude payment and the complainant requested an injunction to prevent that.

August 3, 1881, County Court: B. D. Fletcher, guardian for the minor children of Abel Davis (deceased), made a settlement with the court. There was a balance of \$5018.54 due the wards.

August 29, 1894, County Court: C. M. Johnson and wife, Mary C. (Catharine) [Davis] Johnson; C. R. Ransom and wife, Fannie [Davis] Ransom; A. B. Davis; Tonie [Davis] Gordon; A. B. Barber and wife, Flora [Miller] Barber; Sallie Miller; C. R. Davis; G. A. Davis; W. W. Davis; R. [Rencher] Spence and wife, Della [Davis] Spence, all of Rutherford Co. vs William Stallard and wife, M. A. [Davis] Stallard, Bedford Co.; Katie L. Gilmore; Kassie L. Gilmore and Harb Gilmore, minors and residents of Rutherford Co. with Gran Gilmore, their guardian. Abel Davis died twenty odd years ago leaving a widow who died in May 1894. He left the following persons as heirs: #1, Mary C. [Davis], wife of C. M. Johnson. #2, Fannie [Davis], wife of C. R. Ransom. #3, A. B. Davis, son. #4, Tonie [Davis], daughter, wife of B. Gordon who had died. #5, Sarah Lee [Davis], wife of Fount Miller. She died leaving two daughters to wit: Flora [Miller] Barber, wife of A. B. Barber and Sallie Miller. #6, C. R. Davis, son. #7, Julia [Davis] Gilmore, wife of Gran Gilmore. Julia had died leaving three children to wit: Katie L. Gilmore, Kassie L. Gilmore and Harb Gilmore. #8, Felix M. Davis who had died, intestate, unmarried and without issue. #9, M. A. [Davis] Stallard, wife of William Stallard. #10, R. M. Davis, son, had died intestate, unmarried and without issue. #11, Lizzie Davis, died intestate, unmarried and without issue. #12, G. A. Davis, son. #13, W. W. Davis, son. #14, Della [Davis] Spence, wife of R. [Rencher] Spence. Shortly after Abel Davis had died, dower of 133 acres had been set apart for the widow. Mary K. [Davis] Johnson sold her share to G. A. Davis. She still owned the interest she inherited from her sister, Lizzie Davis, and her brother R. M. Davis. The interest of Fannie [Davis] Ransom was the same as her sister as she had sold her original share to G. A. Davis. Tonie [Davis] Gordon sold her original share to G. A. Davis. Flora [Miller] Barber and Sallie Miller owned their original share inherited from their mother and the interest inherited from their Aunt Lizze Davis and Uncle R. M. Davis. C. R. Davis sold his original interest to G. A. Davis but retained the interest inherited from his sister and brother. Katie L. Gilmore, Kassie L. Gilmore., and Harb Gilmore retained their original share inherited by their mother and the interest inherited from their aunt and uncle. F. M. Davis, before he died, sold his entire interest to G. A. Davis. M. A. [Davis] Stallard sold all her interest in the land to G. A. Davis. Likewise, W. W. Davis and Della [Davis] Spence had sold all their interest in the land. The petitioners alleged the land could not be equitably partitioned and prayed for a decree to sell the land. The land was auctioned on October 31, 1894. A. B. Davis purchased the land for \$2217.24. The full purchase price was paid by December 3, 1894 and \$1890.28 was distributed among the heirs.

Rutherford Co., TN Marriage records: C. [Columbus] M. Johnson married Mary C. [Catharine] Davis on October 19, 1854. C. [Charles] R. Ransom married Frances Davis on December 18, 1868. Fountain H. Miller married Sarah L. Davis on December 5, 1865. Grandson Gilmore married Julia T. Davis on January 25, 1875. John B. Gordon married Lucinda Davis on January 29, 1862.

282. Davis, Anthony (colored) Died before December 8, 1868, intestate. [Cont'd from Vol. III].

Note: Anthony Davis (colored) married Ruthey Ann Taylor (colored) on August 23, 1865.

December 8, 1880, County Court: Hartwell Patterson vs Sophia Davis, Lucinda Davis, William Davis, Joe Davis, Jacob Davis, Alfred Smith & wife, Virginia [Davis] Smith, Henry McAdoo and wife, Eliza [Davis] McAdoo, all colored. Defendants were all non-residents and publication had been made for them. They failed to appear and a decree of confessed was issued for them. Defendants plus one David Davis who died without children were all children of the intestate. The intestate owned 81 acres of

land. On February 14, 1871, Jacob Davis, Albert Smith and wife, Virginia [Davis] Smith, and Henry McAdoo and wife, Eliza [Davis] McAdoo, sold and conveyed their one-seventh shares to Hartwell Patterson. The court appointed commissioners to partition the land setting apart three-sevenths of the tract for Hartwell Patterson and one-seventh each to Sophia Davis, Lucinda Davis, Amy Davis and Joe Davis.

February 12, 1881, County Court: Hartwell Patterson vs Sophia Davis (colored) et als. Commissioners set aside just over 19 acres for the three-seventh share of Hartwell Patterson.

283. Davis, Charles Lewis Died Oct. 13, 1873 [grave record] Oct. 19, 1874 [court record], testate.

Note: This is the father of Sam Davis "Boy Hero of the Civil War."

Will dated March 3, 1868. Will filed for probate December 7, 1874. First: The testator directed his executor to pay his funeral expenses and lawful established debts as soon as practicable. Second: The testator gave his daughters, Mary A. S. [Davis] Patterson and Maggie Y. [Davis] Hill, \$5 each in addition to what he had previously given them. He gave his sons, Alfred J. Davis and William L. Davis, \$5 each in addition to what he had previously given them. He gave his son, Oscar M. Davis, \$1,000 in addition to what he had previously give him. He gave his daughter, Media G. [Davis] Mathews, \$1,000 in addition to what he had previously given her. The testator willed and bequeathed to his wife, Jane [Simmons] Davis, and his four youngest children: Elizabeth C. Davis; Fanny N. Davis; Charles L. Davis and Hickman W. Davis, all his real estate to be equally divided among them and all his personal property not previously bequeathed in the will. The testator desired that his wife and four youngest children stay together and continue to farm. The testator appointed his son-in-law, Samuel G. Mathews, as his executor.

December 7, 1874, County Court: The will of Charles L. Davis (deceased) was presented for probate but was contested and opposed by A. [Alfred] J. Davis who claimed to be an heir. The court appointed D. M. Nelson, administrator pendant lite of the estate and he posted a bond for \$5000 with Will S. Hill, O. M. Davis, Lee S. Tucker and W. S. Davis as securities. A. J. Davis was required to post a \$500 bond with J. H. H. Thweat and A. G. Grisham as securities.

April 6, 1875, County Court: Administrator of the estate presented an inventory of the personal property of C. L. Davis (deceased).

July 16, 1875, Circuit Court: D. M. Nelson, administrator with the will annexed of Charles L. Davis (deceased), O. M. Davis, W. T. Hill and Lee S. Tucker vs Alfred J. Davis & his securities. The Circuit Court upheld the validity of the will.

Dec. 18, 1874; Sept. 7, 1875, Dec. 14, 1876, Nov. 26, 1877, Nov. 4, 1878, Dec. 2, 1879, County Court: O. M. Davis was appointed guardian for Fannie N. Davis, Charles L. Davis and H. [Hickman] W. Davis, minor children of Charles L. Davis (deceased).

November 11, 1875, Circuit Court Enrolling Docket #7, pg 449. D. M. Nelson, administrator of C. L. Davis (deceased) vs W. E. Jones. The defendant confessed that he owed \$775.92 to the defendant.

April 15, 1876, Chancery Court: D. M. Nelson, administrator with the will annexed of Charles L. Davis (deceased); W. S. Hill and wife, Maggie [Davis] Hill; O. [Oscar] M. Davis; Lee S. Tucker and wife, Elizabeth C. [Davis] Tucker vs Alfred J. Davis; William L. Davis; S. [Samuel] G. Matthews and wife, Media G. [Davis] Matthews; Fannie N. Davis; Charles L. Davis and Hickman W. Davis, the last three minors under guardianship of O. M. Davis, all complainants and defendants were residents of Rutherford Co. and against William Goodwin and wife, Mary [Davis] Goodwin, of Davidson Co.. Charles L. Davis died on or about October 19, 1874, testate. The testator left a widow, Jane [Simons] Davis who died January 23, 1875, and ten children, three by his first wife and seven by his last wife. Alfred J. Davis, William L. Davis and Mary A. S. [Davis Smith Patterson] Goodwin, wife of William Goodwin, were children of the first wife. Maggie [Davis] Hill, wife of W. S. Hill; O. M. Davis; Media G. [Davis] Matthews, wife of Samuel G. Matthews; Elizabeth C. [Davis] Tucker, wife of Lee S. Tucker; Fannie N. Davis; Charles L. Davis and Hickman W. Davis were children of Jane [Simons] Davis, his widow. At his death, the testator owned three tracts of land in Rutherford County to wit: the home tract where he lived consisting of 385 acres; a cedar tract containing 20 acres; and a second cedar tract containing 10 acres. The testator also owned a tract of land in Gibson Co. containing about 200 acres. Additionally, the testator owned personal property consisting of household and kitchen furniture, stock, farming utensils and some notes and accounts and money worth between \$2000 and \$2500. The complainants alleged that there were inequities in the will and that the deceased died intestate as to the Gibson Co. property. The suit lists the advancements made by the testator during his lifetime and the complainants wanted the Gibson Co. property sold and the proceeds used to equalize the advancements. The will left all of the testator's land in Rutherford Co. to the widow and the four minor children. Now that she had died, her one-fifth share descended in equal proportions to her seven children. O. M. Davis had become of age and wanted his share set apart in severalty if the land can be so partitioned. The complainants also asked that the administration of the estate be transferred to the Chancery Court for an accounting of the advancements. In the response of Mary [Davis Smith Patterson] Goodwin and her husband, it was revealed that she had previously been the wife of John Smith. Mary Goodwin also argued that the advancements listed for her and her previous husband were actually gifts and she should not have been charged for them. Alfred J. Davis in his response disputed the value of the personal estate claiming that his father had more than the listed amount in money and gold coin.

May 22, 1876, Chancery Court: William M. Goodwin and wife answered the above bill with the following information: The will of Charles L. Davis (deceased) had been challenged by Alfred Davis all the way to the Supreme Court. They would not admit that the will was valid. They stated that the deceased left ten children, three of whom were by a former wife and the remaining seven were children of Jane [Simmons] Davis (deceased). They charged that the personal estate had been grossly understated by the administrator. They pointed out that the 200 acre tract owned by the deceased at his death had been purchased some months after the will and was expressly exempt from disposition under terms of the will. Likewise, the Gibson Co. land did not pass by the will under proper construction of the Code Section 2195. The complainants insisted that the deceased died intestate as to this land. Mrs. [Davis Smith Patterson] Goodwin admitted that in 1847, her father had put into her possession and the possession of her then husband, John Smith, a Negro woman and her two infant children. She claimed they were not advancements and could not be charged as such to her in dividing the real estate. She added that if the transfer was to be counted, it should be against her former husband, John Smith, as she never had a title to the slave. They also received a pony and a cow worth \$40. They did admit that it would be necessary to sell the 200 acres in Gibson Co.. John E. Smith, first husband of Mary [Davis] Goodwin, had died in 1850. She had married Robert Patterson who had died between 1856 and 1859.

June 21, 1876, Chancery Court: Alfred J. Davis in his answer to the above suit identified Alfred J. Davis, W. [William] L. Davis and Mary [Davis Smith Patterson] Goodwin, wife of William Goodwin as children of the first wife of the deceased. Margaret "Maggie" [Davis] Hill, wife of W. S. Hill, O. [Oscar] M. Davis, Media [Davis] Mathews, wife of Samuel G. Mathews, Elizabeth C. [Davis] Tucker, wife of Lee S. Tucker and Fannie N. Davis, Charles L. Davis and Hickman W. Davis were children of his last wife, Jane [Simons] Davis (deceased). He also alleged that his father's personal property should have been worth more than \$3000. The land in Gibson Co. was not covered by the will and asked that it be sold and funds used to equalize advancements.

October 20, 1876, Chancery Court: D. M. Nelson, administrator of C. L. Davis (deceased) vs James W. Ross and wife, Mary Ross. The testator had recovered a judgment on November 29, 1873 against the defendants for \$358. The judgment had never been paid and the defendants were totally insolvent. The administrator of the testator's estate was seeking to void a sale of personal property that Mary Ross had purchased so that the property could be sold for payment of the debt.

August 3, 1877, Chancery Court: D. M. Nelson testified that a portion of the indebtedness of the estate was a claim by S. G. Mathews for \$300 per year for 5 years for services as trustee for C. L. Davis (deceased). After arbitration, this was reduced to \$735. O. M. Davis testified that his father had given his brother, John Davis, \$4000 and that his brother had invested it in a steamboat which blew up in 1867 killing him. A total of \$12,000 had been invested in the boat. L. [Lee] S. Tucker testified that he married Lizzie C. Davis on October 11, 1871. Mrs. Mary A. [Davis Smith Patterson] Goodwin testified that John Davis died in February 1867 when he was blown up on the steamboat "David White". She stated that she had one child by John E. Smith and that it had died in July 1850.

October 6, 1877, Chancery Court: S. G. Mathews married A. G. Davis on September 26, 1867. She was referred to as "Media", **Note:** These depositions contain extensive information about advancements made to the children and gold buried in a cellar. There is also considerable information about when specific tracts of land had been purchased and for how much. This information was not extracted.

October 16, 1877, Chancery Court: The Clerk & Master reported that the land in Gibson Co. had been sold for \$2000. After the sale, Mrs. R. D. Dew petitioned in the court to have the sale set aside and offered a bid of \$2200. The court decreed that the bidding would remain open until the last day of the current term.

October 19, 1877, Chancery Court: An estate settlement revealed that the administrator had \$190.59 on hand and unpaid debts totaling about \$4000. The court determined that C. L. Davis had received about \$7000 in advancements; Maggie T. [Davis] Hill about \$5415; A. J. Davis about \$2281.50; Media [Davis] Mathews, wife of S. G. Mathews about \$3255; O. M. Davis about \$1075; Mrs. Lizzie C. [Davis] Tucker about \$330; John Davis about \$4000; Mary [Davis Smith Patterson] Goodwin about \$850. He made no advancements to minors Fannie Davis, Hickman W. Davis and Charles L. Davis. The court ruled that the land in Gibson Co. was to be sold and the proceeds applied to debts and the surplus if any was to be used to equalize the advancements.

November 21, 1879, Chancery Court: D. M. Nelson, administrator with the will annexed of C. L. Davis (deceased) vs A. J. Davis W. L. Davis et al. The court noted that Fannie N. Davis had married R. O. Winstead and he was added to the list of complainants in the case. The land in Gibson Co. had not been sold and the Clerk & Master was instructed to try again to get it sold with no minimum attached. The court stated that the land that had been devised to the widow, Jane [Simmons] Davis, and the four minor children to wit: Fannie N. Davis; Elizabeth C. Davis; Charles L. Davis and Hickman W. Davis could not be taken in any way to make up the legacies or devisees to O. M. Davis and Mrs. Media G. [Davis] Matthews. O. M. Davis appealed the ruling to the next session of the Supreme Court. The appeal was not to interfere with the sale of the Gibson Co. land.

April 1880, Chancery Court: The land in Gibson County was again offered for sale and sold for \$1000.

May 14, 1880, Chancery Court: D. M. Nelson, administrator of C. L. Davis (deceased) vs A. J. Davis and others. Receipts from the sale of land in Gibson Co. were not sufficient to pay all the debts of the deceased. The Clerk & Master was directed to determine the exact amount of indebtedness and the amount of land that needed to be sold to pay them.

August 2, 1880, December 10, 1880, County Court: O. M. Davis, guardian of Charles L. Davis & Hickman Davis, a minor heirs of Charles L. Davis (deceased), made a final settlement with the court.

December 15, 1880, Chancery Court: The Clerk & Master determined that the estate of C. L. Davis (deceased) still owed \$2352.99 in debts. \$700 from the sale of land in Gibson Co. was to be applied to debt payment leaving about \$1600. The Clerk & Master identified 100 acres that could be sold with the least damage to the estate. The court issued a decree to sell the land.

October 1881, Chancery Court: The Clerk & Master reported that the land in Rutherford County had been partitioned and lots set aside for Charles L. Davis, Hickman W. Davis, Mrs. Media G. [Davis] Matthews, Mrs. Maggie [Davis] Hill, and O. M. Davis to include the interest of Mrs. Fanny [Davis] Winstead.

Rutherford Co., TN Marriage records: Charles L. Davis married Jane Simons on May 20, 1841. W. S. Hill married Maggie Davis on August 23, 1865. S. G. Mathews married Media G. Davis on September 26, 1867. Lee Tucker married Lizzie C. Davis on October 11, 1871. John E. Smith married Mary A. S. Davis on December 17, 1844. R. H. Patterson married Mrs. Mary Smith on March 1, 1852. R. O. Winstead married Fannie N. Davis on February 4, 1878. Alfred J. Davis married Nancy A. Edwards on February 26, 1858. Oscar M. Davis married Ida King on January 27, 1876.

Davis Cemetery, on Sam Davis Road, Smyrna: Mother: Jane Simmons Davis, 1823 - 23 Jan 1874. Father: Charles Lewis Davis, 1800 - 13 Oct 1873. Grandmother: Elizabeth Collier Simmons, 6 Mar 1806 - 1 Mar 1890. Samuel Davis, 6 Oct 1842 - 27 Nov 1863. Oscar M. Davis, 1844 - 1927, & wife, Ida K. Davis, 1852 - 1935. Media Davis Mathews, 14 Mar 1849 - 26 Nov 1938.

284. No entry for this number.

285. Davis, Emaline [Davis] (colored) vs Henry Davis (colored) – Divorce

March 17, 1873, Circuit Court: The defendant had deserted his wife and the court issued a decree of divorce.

Rutherford Co., TN Marriage records: Henry Davis (colored) married Emily Davis (colored) on December 30, 1866.

286. Davis, Frank (colored) Died before April 7, 1873, intestate.

April 7, 1873, County Court: The court noted the death of Frank Davis (colored) and appointed J. L. Davis as his administrator. The court appointed commissioners to set apart provisions for one year for Mariah [Peebles] Davis (colored) from the estate of her deceased husband.

March 4, 1874, County Court: A sale list of the property of Frank Davis (colored -deceased) was presented to the court and was recorded.. The deceased apparently operated a business as there were numerous accounts due for amounts less than \$30.00. The commissioners reported they set aside provisions for one year for the widow of Frank Davis (colored – deceased).

March 9, 1876, July 2, 1877, County Court: J. L. Davis, administrator of the estate, made an estate settlement with the court.

August 6, 1877, June 7, 1880, October 8, 1881, County Court: E. W. Owen was appointed guardian for David B. Davis and Judy Davis, minor heirs of Frank Davis (colored – deceased).

Rutherford Co., TN Marriage records: Frank Davis (colored) married Mariah Peebles (colored) on August 26, 1865.

287. Davis, Isabella (colored) Died February 1860, unknown.

Rutherford Co., TN US Census Mortality Schedules: Isabella Davis (colored), 22, slave, died February 1860 of a cold.

288. Davis, Jane [Simmons] Died January 23, 1875, intestate.

Note: Widow of Charles Lewis Davis (deceased) – see above. Her grave marker states, born 1823 and died 23 January 1874.

September 7, 1875, County Court: The court noted the death of Jane [Simmons] Davis and appointed D. M. Nelson as administrator. O. [Oscar] M. Davis and W. S. Hill provided security for the \$500 bond.

289. Davis, John P. Died January 1850, intestate.

Rutherford Co., TN US Census Mortality Schedules: John P. Davis, 15, died January 1850, of Tetanus.

290. Davis, Lockett, Jr. Died July 7, 1869, intestate. [Cont'd from Vol. III].

Note: Lockett Davis Sr. died in 1844 - see Vol. I. In a Chancery court case July 11, 1845, it was stated that Lockett Davis Jr. married Eliza L. [Marable] Jones, on December 29, 1835. Eliza was the daughter of Henry H. & Elizabeth Marable, and the widow of [Rev.] H. H. [Henry Hartwell] Jones, whom she married on July 12, 1834 [8 days before his death on July 21, 1834]. In September 1869 there were 6 heirs/children of Lockett Davis, Jr.: Isaac L. [Lockett] Davis, Henry H. Davis, Williamson Davis, Eliza Davis, Mason Davis, Kelly Davis. Peter Young married the widow, Eliza J. Davis on May 11, 1870.

August 4, 1875, County Court: Isaac L. Davis, administrator of the estate, made an estate settlement with the court. The estate owed the administrator \$1377.40.

May 30, 1876, Chancery Court: I. L. Davis vs Peter Young and wife and others. I. L. Davis had paid \$1377.40 more than the value of the personal estate of the intestate. He petitioned for the sale of sufficient real estate to repay him. The intestate owned at his death 106 acres encumbered with the life estate of Mrs. Eliza [Marable Jones Davis] Young, widow. The court ruled it was necessary to sell most or all of it to repay the administrator.

April 19, 1877, Chancery Court: A tract of the deceased's estate was auctioned on December 16, 1876, and sold for \$1615 to Isaac L. Davis.

October 15, 1877, Chancery Court: On September 29, 1877, the Clerk & Master auctioned the remainder interest in the dower assigned to the widow of Lockett Davis (deceased). Isaac L. Davis purchased the land for \$1634.83. He was due the proceeds of the sale so he credited his debt the full amount of his bid. Title was divested from Peter and Eliza [Marable Jones Davis] Young, Henry H. Davis, Williamson Davis, Eliza Davis, Mason Davis and Kelly Davis and vested in the purchaser.

August 5, 1879, County Court: Isaac L. Davis, administrator, had been dead for over six months and no administrator de bonis non had been appointed for deceased's estate. The Public Administrator was appointed to take charge and administer the estate.

291. Davis, Martha Died before May 5, 1875, intestate.

Note: William Davis married Martha Trimble on February 15, 1821. She was the half-sister of Joseph Trimble, who died 1858 [see Vol. II]. Martha [age 44, born in GA] was a widow by the 1850 census living with her 20 year old son, Joseph Davis.

May 5, 1875, County Court: The court noted the death of Martha Davis and appointed William H. Davis as administrator.

June 9, 1875, County Court: The administrator of the estate presented the court with a copy of the sale list of personal property sold at auction.

1870 Rutherford Co., TN Census, Dist. 17: Martha Davis, age 65, born in GA, was living with Joseph and Martha Davis and family.

292. Davis, Nannie E. [Dejarnett] vs William T. Davis – Divorce.

March 30, 1872, Circuit Court: Divorce decree issued. The complainant was given custody of the small child, Ella Davis. She also had her maiden name of Nannie E. Dejarnett restored.

293. Davis, Young vs Queen E [Winston - Patterson] Davis - Divorce

July 14, 1865, Circuit Court Enrollment Docket #1, pg. 201: The couple married March 10, 1853 and lived together until June 14, 1863 when she abandoned him. She failed to defend herself and the court issued a decree of divorce.

Rutherford Co., TN Marriage records: Isaac W. Patterson married Queen Esther Winston on January 25, 1849 [Isaac W. Patterson died 1850 - see Vol. II]. Young Davis married [Mrs.] Queen E. Patterson on March 10, 1853.

294. Davis, Young Died after July 24 and before August 1, 1870, testate.

Will dated February 6, 1868. Will probated August 1, 1870. Executors: Samuel Campbell and William C. Harrison Jr.

The testator gave his daughter, Martha J. [Davis] Harrison, wife of W. [William] C. [Colie] Harrison Jr., one-half of all that was in the hands of the executors at final settlement of the estate. He had previously given her \$8660 that was to be charged to her as an advancement. The testator gave his daughter, Sarah F. [Davis] Gannaway, widow of Richard B. Gannaway (deceased), a tract of land containing 141 acres and valued at \$4100. He also gave her two additional tracts of land, one containing 204 acres and valued at \$4080 and a second containing 126 acres and valued at \$1260. The testator had previously advanced her \$1900.

The executors were directed to sell any remaining real estate and after paying all debts were to divide the remainder between the two daughters after equalizing advancements.

August 12, 1870, County Court: W. C. Harrison and Samuel Campbell, executors of Young Davis (deceased), submitted a list of notes belonging to the estate of the deceased.

February 6, 1871, County Court: Isaac L. Miller was appointed guardian for Julia Davis, a minor child of Abel Davis (deceased).

February 27, 1871, County Court: The executors of Young Davis (deceased) presented an inventory of the assets belonging to the estate of the deceased. There was \$12,346.13 in cash and good notes. \$2680 went to Martha J. [Davis] Harrison to equalize advancements. The remaining \$9666.13 was divided equally between her and her sister, Sallie F. [Davis] Ganaway. There remained one house and lot in the hands of the executors.

November 20, 1871, Circuit Court: Samuel Campbell & W. C. Harrison Jr., executors of Young Davis (deceased) for the use of W. C. Harrison Jr. vs D. D. Maney, L. M. Maney, James Maney, principals and William A. Ransom, security. The defendants confessed judgment in favor of the plaintiffs for \$2911.75 in debt plus \$297.22 in interest. The court considered that the plaintiffs were to recover the entire amount plus costs from the defendants.

February 4, 1878, County Court: W. C. Harrison Jr., executor of the deceased's estate, made a final estate settlement with the court. The house and lot listed in previous settlement had been publically sold and one-half of the proceeds was paid to Mrs. S. [Sallie] F. [Davis] Young, previously S. F. Gannaway, and the other half was paid to W. C. Harrison, Jr.

September 10, 1878, Chancery Court Enrolled Cases #9, pg 394: R. [Robert] H. Young and wife, Sarah F. [Davis - Gannaway] Young vs Minus C. Jordan, Franklin Co. In March 1872, Sarah F. [Davis] Gannaway had made a deed of trust to Minus C. Jordan conveying notes and cases in action to the amount of about \$8000. The deed had empowered Mr. Jordan to take charge of the notes, to collect them, to lend out the money during her natural life or until the death of her then contemplated husband, Robert Young. She allowed Mr. Jordan to take charge of the notes without giving bond because at that time, he was very wealthy. The economy had gotten bad and property had depreciated. Mrs. Young was afraid that her money would be lost if Mr. Jordan did not provide security for twice the amount of her trust. If he could not do that, she requested the court to appoint another trustee.

April 22, 1879, Chancery Court Enrolled Cases #10, pg. 190: In an answer to the above case, M. C. Jordan stated that Robert Young had been a man without means and before the marriage, there had been a marriage contract and then the future bride had put all her property in trust to him to protect her in the event of an unfortunate marriage. He had collected the notes and lent out the money paying any interest to Mrs. Young. He alleged that Mr. Young was seeking to wrest control over his wife's money and property away from her. The trustee wanted to invest the money in real estate for the sole and separate use of Mrs. Young and thereby thwart the efforts of her husband to control her money. M. C. Jordan had moved to Franklin Co. and hoped the court would find a suitable person to assume responsibility for the trust.

January 15, 1881, Chancery Court Enrolled Cases #11, pg 92: R. [Robert] H. Young and wife, Sarah [Davis – Ganaway] vs Burrell Ganaway; Martha Susan Ganaway; Sallie D. Ganaway; and Ernest Young, all minors with R. H. Young their appointed guardian; D. S. McCullough and wife, Mattie J. [Jordan] McCullough; R. T. McCullough and wife, S. A. [Jordan] McCullough, all citizens of Marshall Co.; W. T. Allison and wife, Mary [Jordan] Allison, Williamson Co.; George Beasley and wife, Addie [Jordan] Beasley; C. J. Jordan, John Jordan; Minus C. Jordan; Starnes Jordan; Robert Jordan; Lula Jordan, all of Rutherford Co. The complainants had entered into a marriage contract on March 15, 1872 and by the terms of said contract transferred and conveyed to Minus C. Jordan for the consideration of \$1 all the estate of Sarah F. [Davis] Ganaway, both real and personal, including two tracts of land that had been conveyed to her by her father, Young Davis (deceased), that contained about 210 acres. Complainants were to hold undisturbed possession of the property during their married lives. In the event R. H. Young died before his wife or they divorced, Minus C. Jordan was to reconvey the property back to Sarah F. [Davis – Ganaway] Young. In the event that R. H. Young survived his wife, then Minus C. Jordan was to convey the property to the surviving children of his wife, if any, otherwise the property was to go to heirs or to such persons as she had designated in a will. The complainants had purchased a tract from C. M. Brooks that did not adjoin their property. They prayed to be allowed to sell the property conveyed to Minus C. Jordan and reinvest the funds in land adjoining the property purchased from C. M. Brooks. Her children were respectively 19, 17, 14 and 6 years of age. The complainants argued that it would be to their future advantage for all the land to be adjoining.

Rutherford Co., TN Marriage records: Young Davis married Mrs. Queen E. Patterson on March 10, 1853 [they divorced on July 14, 1865]. William C. Harrison married Martha J Davis on September 7, 1854. R. [Richard] B. Gannaway married Sarah F. Davis on August 9, 1859. R. H. Young married Mrs. Sarah F. Gannaway on March 19, 1872. D. S. McCullough married Mattie J. Jordan on July 18, 1865. R. T. McCullough married S. A. Jordan on August 14, 1868. W. T. Allison married Mary W. Jordan on September 14, 1864.

1850 Rutherford Co., TN Census, Dist. 11: Young Davis, 48 NC; Martha Davis, 14; Sarah F. Davis, 11; Polly Davis, 84 NC.

1860 Rutherford Co., TN Census, Murfreesboro: Y. Davis, 48 NC; Queen Davis, 33; John Davis [actually Patterson], 11

June 24, 1870 Rutherford Co., TN, Census, Dist. 11 (Barfield): S. F. Ganaway, 32; M. S. Ganaway (f), 8; Burrell Ganaway, 6; Sallie Ganaway, 3; Young Davis, 67 NC (boarding).

295. Debroski, Mrs. Caroline H. Died before January 1, 1875, intestate.

June 7, 1875, County Court: The court noted that Mrs. Caroline Debroski had been dead over six months without anyone applying to administer the estate. The court appointed the Public Administrator to handle the estate.

December 2, 1876, Circuit Court: R. D. Jamison, administrator of Mrs. C. H. Debroski *vs* Joseph R. Thompson. The case was referred to arbitration. They ruled that Joseph R. Thompson had been the agent of Mrs. Debroski in her lifetime for the management of her business and to collect and forward rents of her plantation in Rutherford County owned by her for life. She had requested him to raise on his own accord the sum of \$300 which he did over and above any means of hers in his hands. He forwarded the sum to her. Shortly after the intestate's death, Mr. Thompson received \$250 in rent from a tenant. He knew at that time that Mrs. Debroski had died. The agreement between Mr. Thompson and the deceased was that he was to reimburse himself from the rent money as he collected. They ruled against the administrator collecting the \$250.

1860 Rutherford Co., TN Census, Browns Mill Dist.: P. H. Dbaskeu, 39 LA; C. H. Dbaskeu, 47 VA
18 July 1870, Rutherford Co., TN Census, Dist. 22 (Browns Mill): C. H. Dobrowsk, 57, keeping house.

296. Debrowski, P. M. Died before May 6, 1861, intestate. [Cont'd from Vol. II & III].

Note: Husband of Caroline H. Debroski - see above.

March 23, 1870, Circuit Court: D. Barker, administrator of P. M. Debrowski (deceased) *vs* J. M. Avent, administrator of S. W. Morgan (deceased). The estate of S. W. Morgan was insolvent and court ordered the clerk to certify a copy of the judgment to the County Court so that a pro rata payment could be made to creditors.

July 8, 1873, County Court: A pro rata settlement of the estate of P. M. Debrowski (deceased) was presented in court.

297. Dejarnett, James G. Died before January 19, 1867, intestate. [Cont'd from Vol. III].

Note: His grave was moved from near the corner of DeJarnett Lane and Hwy 231N to Evergreen Cemetery ca 1975 [large reddish granite marker] James G. DeJarnett, 1 Feb 1816 - 23 Feb 1867, & wife, Mrs. Sarah T. DeJarnett, daughter of W. [William] & Sally Alford, 27 Nov 1828 - 26 Oct 1859.

July term, 1866, Circuit Court Enrolling Docket #4, pg. 170: The administrator of the deceased sued Repps O. Hoskins and Robert W. Gardner for \$5270 for an unpaid promissory note. The defendants pleaded payment so the case was given to two umpires who awarded the plaintiff \$792.00.

November term, 1867, Circuit Court Enrolling Docket #3, pg. 569: Alfred Blackman successfully sued John E. Dromgoole, administrator of J. G. Dejarnett (deceased) and James F. Fletcher for \$5000 on an unpaid promissory note given by James G. Dejarnett on October 4, 1858 plus \$1962.50 in interest.

April 6, 1875, County Court: John E. Dromgoole, administrator of J. G. Dejarnett (deceased), made an estate settlement with the court. The estate owed the administrator \$1729.84.

September 3, 1875, County Court: William A. Dejarnett, guardian for John W. DeJarnatt, James G. DeJarnatt [Jr.] and D. [Daniel] M. Dejarnatt, minor heirs of James G. Dejarnatt (deceased), made a settlement with the court. J. T. [Thomas] Dejarnatt had become of age, had received his estate and was left out of this settlement.

298. Dejarnett, Mary ["Polly" Marshall] Died before November 7, 1870, intestate.

Note: Mary "Polly" [Marshall] DeJarnett was the widow of James DeJarnett, who died in 1834 - see Vol. I & II. Their children are listed in the estate of a daughter, Susan DeJarnett who died in the 1860s - see Vol. III. The name DeJarnett and DeJarnatt (with one or two "T"s) seems to be interchangeable in the records.

November 7, 1870, County Court: The court noted the death of Mary Dejarnett and appointed Elizabeth M. Dejarnett as administrator of her estate.

October 31, 1872, Chancery Court: Elizabeth Dejarnett, George Peak and others *vs* Thomas Dejarnett, John Dejarnett and others. Susan Dejarnett - see Vol. III - had died several years earlier owning an interest in the remainder in a tract of land that contained

100 acres. George Peak had an interest in 22 acres of the tract. Elizabeth DeJarnett had an interest in 39 acres and the interest of the heirs of Susan DeJarnett in the 39 acres. Susan's interest descended to her brothers and sisters and their children representing them as follows: Elizabeth, one-eighth; Julia [DeJarnett] Jones, one-eighth; Elvira [DeJarnett] Williamson, a sister, one-eighth; William DeJarnett, Thomas DeJarnett, John DeJarnett, James DeJarnett and Daniel DeJarnett, children of James G. DeJarnett (deceased), brother, one-eighth; Nancy [DeJarnett] Davis and Robert DeJarnett, children of Daniel DeJarnett (deceased), brother, one-eighth; George Peak and Jane Peak, children of James Peak and a deceased sister, Martha [DeJarnett] Peak, one-eighth; J. D. Wrath, Mary [Wrath] Hargraves & Nancy Wrath, children of Nancy [DeJarnett] Wrath (deceased), sister, one-eighth. Due to the number of heirs, it was impossible to partition the 100 acres tract, so the court ordered it sold and the proceeds divided among the heirs at law.

April 29, 1873, Chancery Court: G. W. Peak & Elizabeth DeJarnett vs Thomas DeJarnett et al. The Clerk & Master as commissioner auctioned on December 16, 1872 the 100 acres of land owned by the estate. Miss Elizabeth DeJarnett purchased the land for \$5060. By October 19, 1875 she had paid all the purchase money, \$5060, for the tract and had transferred the tract to George W. Peak as of July 30, 1874. The court vested title in him.

1870 Rutherford Co., TN Census, Dist. 21 (Flemings): Mary DeJarnatt, 85; Elizabeth DeJarnatt, 61, George Peak, 23; Jane Peak 19.

299. DeJarnett, S. T. Died October 1859, unknown.

Note: This is probably Susan DeJarnett, daughter of James & Mary [Marshall] DeJarnett - see Vol. III

Rutherford Co., TN US Census Mortality Schedules: S. T. DeJarnett (female), 32, died October 1859, of consumption.

1850 Rutherford Co., TN Census, Flemings Dist.: Mary DeJarnett, 65 VA; Elizabeth DeJarnett, 39; Susan DeJarnett, 23

300. Delbridge, James T. Died after 1860 and before August 7, 1865, intestate. [Cont'd from Vol. III].

Note: James T. Delbridge married Eliza J. Howell on March 19, 1857. He was the son of Turner & Susan [Allen] Delbridge - see Vols. I & II.

July 7, 1875, December 10, 1875, March 6, 1879, February 2, 1880, County Court: Thomas Edwards was guardian for Mattie Delbridge, Samuella Delbridge, Johnny Delbridge and Willie Delbridge, minor children of J. T. Delbridge (deceased).

September 3, 1877, County Court: George W. McRae and wife, Mattie S. [Delbridge] McRae vs R. [Roger] D. Snell & wife, Samuella [Delbridge] Snell; John A. Delbridge and William E. Delbridge minors under guardianship of Thomas Edwards. The defendants had all been served and Thomas Edwards, guardian for Samuella [Delbridge] Snell, John A. and William E. Delbridge had failed to respond. R. [Roger] D. Snell was also a minor and a guardian ad litem was appointed for him. James T. Delbridge left a widow who had her dower assigned but died shortly thereafter. He left four children to wit: Mattie S. [Delbridge] McRae, daughter and wife of George W. McRae; Samuella [Delbridge] Snell, daughter and wife of R. [Roger] D. Snell; John A. Delbridge and William Delbridge. The intestate owned about 200 acres of land. The land descended to his four children, share and share alike. George W. McRae was of age and he and his wife desired to have their share set apart in severalty. R. [Roger] D. Snell was almost twenty-one and he and his wife also wanted their share set apart in severalty. The court ordered that two shares be set apart as requested and the remaining two shares were to remain together.

November 7, 1877, County Court: George W. McRae vs R. [Roger] D. Snell & wife, Samuella [Delbridge] Snell. Mattie S. [Delbridge] McRae, wife of George W. McRae, had died. She left surviving her a husband and two children, Charles T. McRae and Nellie S. McRae.

November 16, 1877, County Court: Thomas Edwards, guardian for Mattie McRae, formerly Mattie Delbridge, et al, made a settlement with the court. There was a balance due Mattie [Delbridge] McRae of \$868.39; Samuella Delbridge of \$831.82; John Delbridge of \$690.14; and Willie Delbridge of \$924.72.

December 4, 1877, County Court: George W. McRae & wife, Mattie S. [Delbridge] McRae vs R. [Roger] D. Snell & wife, John A. Delbridge and W. [William] C. Delbridge. Charles T. McRae and Nettie S. McRae were the only surviving children and heirs at law of Mattie S. McRae (deceased). They were minors and a guardian ad litem was appointed for them. The commissioners reported the their partition as follows: #1, George W. McRae, tenant by courtesy as he had married Mattie S., a daughter of James T. Delbridge (deceased). Her two children were Charles Turner McRae and Nettie Susan McRae. He received tracts of 27 and 14 acres. #2, William E. Delbridge, 47 acres. #3, John A. Delbridge, 45 acres. #4, R. [Roger] D. Snell and wife, Samuella [Delbridge], 67 acres.

Rutherford Co., TN Marriage records: G. W. McRae married Mattie Delbridge on December 7, 1873. R. D. Snell, Jr. married S[amuella] N. Delbridge on December 10, 1874.

1870 Rutherford Co., TN Census, Dist. 4: James Mathews, 26; ?Vancie Mathews, 23; Alice Mathews 2, not named, born April 1870; Martha Delbridge, 12; Samuel[a] Delbridge, 11; John Delbridge, 10; William Delbridge, 7.

301. Dement, Cader Died bet. February 21, 1848 & October 1, 1849, testate. [Cont'd from Vols. I, II & III].

May 1 & 2, 1876. County Court: James Fuller renewed his bond as guardian for Isaac P. Fuller, Charlotte E. Fuller, Isabella J. Fuller and Joseph A. Fuller, his own children and heirs at law of Cader Dement (deceased). **[Note]**: James Fuller married in 1833, Elizabeth Dement, daughter of Cader Dement.]

302. Dennison, Robert Died before May 25, 1870, intestate.

Note: Robert Denison was the administrator of the estate of John B. or D. Batton, who died before 1859 - see Vol. II.

May 25, 1870, Chancery Court: Robert Dennison, administrator vs Presley F. Batton and others. The court acknowledged that the death of the complainant had been proved this date.

303. Devore, Vashtie April 2, 1824, abandoned husband.

Note: Francis P. Devore married 2nd, Sabra Hazelwood, on July 21, 1827 in Williamson Co., TN.

The Courier, April 15, 1824. I do by these presents forwarn all persons from boarding, trading, aiding or assisting my wife, Vashtie Devore, on my account, as she left my bed and board on this day and refuses to be and remain my wife, and discharge her duty as such, therefore I am determined to pay no debts of her contracting. Francis P. Devore, April 2, 1834.

304. Dickey, William L. Died March 24, 1860, intestate. [Cont'd from Vols. II & III].

Note: William L. Dickey never married. Heirs were brothers and sister and survivors of deceased brothers and sisters.

October 1, 1860, Enrolled Cases #1, pg 159: Mathew Dickie; John L. Council and wife, Mary A. E. [McFerrin] Council of Rutherford Co.; John Dickie, Warren Co. vs Frances [Dickey] Baldrige, AR; John S. Dickie; Archibald W. Dickie; Tinsley V. Dickie; George W. Dickie; Eliza G. Dickie; William Dickie; Nancy [Dickey] McGraugh; John J. Tomilson & wife, Mary D. [Dickey] Tomilson, MO; David C. Baldrige; Mary Frunsley; Caroline Baldrige; Jane ___ and her husband,___; David McFerrin; Martha A. [McFerrin] Bilyou and husband, Joseph Bilyou; Rebecca C. [McFerrin] Ralston and husband, Thomas Ralston, IL; and David Dickie, CA. The intestate was unmarried without children. By law his estate descended to surviving brothers and sisters or representatives of those deceased. Mathew Dickey and John S. Dickey were brothers and Frances [Dickey] Baldrige was his sister and each would receive one share of the estate. David C. Baldrige and Jane ___, formerly Jane Baldrige, were were the only children of Rebecca [Dickey] Baldrige, sister of deceased, would receive one share. Mary A. E. [McFerrin] Council, wife of John L. Council; David M. McFerrin; Martha A. [McFerrin] Bilyou, wife of Joseph Bilyou; Rebecca ___, formerly Rebecca McFerrin were the only children of Mary [Dickey] McFerrin, sister of deceased, would received one share. Archibald W. Dickey, Tinsley V. Dickey, George W. Dickey, William Dickey, John Dickey, Eliza G. Dickey, Nancy [Dickey] McGraugh, and Mary R. [Dickey] Tomlinson were the only children of James Dickey (deceased), brother of deceased and entitled to one share. There was a total of six shares. The intestate had owned 77 plus acres. Due to number of heirs and limited acreage, the petitioners prayed for decree to sell the land. The land was auctioned on December 1, 1860 and brought a total of \$2130.58.

Rutherford Co., TN Marriage records: John L. Council married Rebecca A. Dickey on September 15, 1864. Francis Baldrige married Frances Dickey on November 18, 1811.

Rutherford Co., TN US Census Mortality Schedules: W. L. Dickey, 61, single, born NC, died March 1860 of "cramp col".

305. Dickson, H. Died in 1875, intestate.

January 3, 1875, County Court: W. E. Jones & Co. was allowed \$3.75 for shrouding for J. Wilbern and H. Dickson.

306. Dill, Sarah (colored) Died August 1849, cause of death unknown.

Rutherford Co., TN US Census Mortality Schedules: Sarah Dill (colored), 24, slave, died August 1849 of unknown cause.

307. Dilland, Mrs. E. A. Died July 1859, unknown.

Note: This is probably Mrs. Eleanor A. [Knox] Dillon, wife of John Dillon, and daughter of Benjamin & Margaret [McKnight] Knox, who both died in 1872 (see below)

Rutherford Co., TN US Census Mortality Schedules: E. A. Dilland (female), 23, married, died July 1859, of Typhoid Fever.

308. Dillard, Mary (colored) Died October 1859, of Typhoid Fever.

Rutherford Co., TN US Census Mortality Schedules: Mary Dillard (colored), 38, slave, house servant, died October 1859 of Typhoid Fever.

309. Dillinger, Susannah I. Died before August 28, 1872, testate.

Will dated August 19, 1865. Clark County, Ohio. Will probated August 28, 1872, Clark County, Ohio. The testatrix was the wife of Abraham Dellinger. First: If the testatrix died without issue, all her estate both real and personal was to go to her husband. Second: If the testatrix died with children, she willed the issues and profits of one-half of all her real estate during his lifetime and the residue to her issue in equal proportions if there was more than one. Her issue were also to have the property in which her husband had a life estate

February 3, 1873, County Court: The Public Administrator reported that the deceased had no personal property but had 220 acres of land in Rutherford County.

July 16, 1874, Circuit Court: George Batey, assignee vs Abraham Dillinger, R. D. Jamison, administrator of Susan Dillinger (deceased) and John N. Ballentine. The plaintiff admitted a plea of fully administered by R. D. Jamison. The defendants confessed judgment in the amount of \$1045 in debt and \$221.89 in accrued interest. The court considered that the plaintiff was to recover from the defendants the entire amount together with all costs for which execution was to be issued levying against the goods, chattels, land and tenements of Abraham Dillinger and John N. Ballentine and the goods, chattels, rights and credits of Susan Dillinger (deceased) in the hands of the administrator to be administered.

October 21, 1875, Chancery Court: George Batey, guardian vs A. Dillinger et al. In accordance with a court decree from the April 1875 term, a 220 acre tract of land from the estate of Susannah Dillinger (deceased) was auctioned on October 4, 1875, and was purchased by George Batey for \$2245.96 but he did not pay the Clerk & Master any money except \$90.40 for costs and commissions. The remainder was credited against the judgment against the defendants for \$2155.56 principal and interest up to October 4, 1875. The court divested title from defendants Abraham Dillinger and John Dillinger and the heirs and representatives of Susannah Dillinger (deceased) and John N. Ballentine and vested title in George Batey.

Rutherford Co., TN Marriage Records: Abraham Dillinger married Miss Jennie Woods on July 27, 1874.

1870 Clark Co., Ohio Census: Abraham Dellinger, 36, carpenter, PA; Susanna Dellinger, 30 OH; John G. Dellinger, 4 OH; Margaret Goodyear, 11 OH.

310. Dillon, Calvin S. Died December 16, 1874, intestate.

Note: Son of John Dillon, who died in 1843 (see Vol. I) and wife, Elizabeth.

January 4, 1875, County Court: The court noted that Calvin S. Dillon had died intestate and appointed A. Williams as his administrator. The court also appointed commissioners to allot and set apart to Mrs. Virginia [Williams] Dillon, widow of the deceased, supplies sufficient for her and her children for one year.

June 9, 1875, County Court: The administrator of the estate submitted to the court a sale list of personal property of the deceased. Virginia Dillon purchased a buggy and two beds.

March 7, 1877, County Court: A. Williams, administrator, made an estate settlement with the court.

April 17, 1879, County Court: The administrator received \$879.81 from E. Dillon who was a partner with the deceased in the mule trading business.

October 8, 1881, County Court: A final estate settlement was presented to the court. The administrator owed the estate \$1971.49.

Talley Cemetery, Cainsville Pike: C. S. Dillon, 27 Mar 1842 - 16 Dec 1874, & wife, Virginia Williams Dillon, 17 Oct 1847 - 9 Mar 1900.

U. S. Civil War Soldiers, 1861-1865: Calvin S. Dillon 8th Regiment, Tennessee Cavalry (Smith's) Confederate.

1870 Rutherford Co., TN Census, Milton P.O.: C. S. Dillen, 28; Virginia Dillen, 23; James M. Dillen, 4; Emma A. Dillen, 2; Rufus E. Dillen, born May 1870.

311. Ditto, Thomas P. Died during the Civil War, intestate. [Cont'd from Vol. III].

March 1, 1880, County Court: W. [William] H. Haynes was appointed guardian of James C. Ditto, a minor child of Thomas P. Ditto (deceased) and an heir at law of Nancy Ditto (deceased).

312. Dobbins, John Died before July 6, 1857, intestate. [Cont'd from Vol. II]

Note: Widow was Cynthia Dobbins Administrators: E. E. Pinkard and W. H. Bowen

November 1, 1858, County Court: Elias E. Pinkard, administrator of the estate vs Cintha Dobbins, Baley P. Dobbins, William Dobbins, William H. Bowen and wife, Margaret A. [Dobbins] Bowen. The personal estate had all been sold for a total of \$386.60. The administrator held notes due for a total of \$59.25. He also suggested that the estate was insolvent. The intestator had owned a female Negro slave and the administrator stated the slave had to be sold to pay outstanding debts of over \$1800.

Rutherford Co., TN Marriage records: William H. Bowen married Margaret A. Dobbins on January 5, 1852.

313. Donnell, Ann B. [McAdoo] Died before September 1, 1873, intestate.

Note: Ann B. [McAdoo] Donnell was the daughter of Samuel McAdoo who died in 1847 [see Vol. I] and wife, Mary, who died ca 1860 [see Vol. II]. Robert S. Donnell married Anne B. McAdoo on April 1, 1823 in Wilson Co., TN. Robert S. Donnell died late 1846 [see Vol. I]

September 1, 1873, County Court: The court noted the death of Ann B. [McAdoo] Donnell and appointed S. C. Donnell as her administrator. He gave bond for \$7200 with R. S. Donnell and W. C. Martin as securities.

September 17, 1873, County, Court: S[amuel] C. Donnell, administrator, submitted an inventory of the notes belonging to the estate and a list of property sold at auction on September 17, 1873.

August 7, 1876, County Court: S. C. Donnell, administrator of the estate, made a final estate settlement with the court. There was a final balance due of \$3687.71.

February 4, 1874, County Court: The inventory of the property of Ann B. [McAdoo] Donnell (deceased) was presented in court and accepted for recording.

1850 Rutherford Co., TN Census, Milton Dist.: Ann B. Donal, 42; Samuel C. Donal, 21; James M. Donal, 17; Locky J. Donal, 15; Robert S. Donal, 9; Sarah A. Donal, 6.

314. Donelson, Jacob D., Sr. Died after 1850 & before Nov. 7, 1853, intestate. [Cont'd from Vols. II & III].

Note: Widow: Agnes [Sampson] Donelson Children: Mary C. Donelson; John C. Donelson; William A. Donelson; George S. Donelson; Agnes C. Donelson; Jacob D. Donelson, Jr.; Andrew J. Donelson, Jr.; James K. P. Donelson; Robert B. Donelson.

October 19, 1875, Chancery Court: A. [Albert] Jones, administrator vs Agnes [Sampson] Donelson et als. C. W. Holden and T. M. Oden had paid all their purchase money for fifty-one acres. J. K. P. Smith and C. W. Holden had paid all their purchase money for two lots containing 95 acres. M. F. Fletcher had paid all the purchase money for 19 acres. The court issued a decree of title for all parties.

315. Dougal, Joseph Died before January 3, 1876, intestate.

January 3, 1876, County Court: The court noted the death of Joseph Dougal and appointed Nancy B. Dougal as the administratrix of his estate.

October 8, 1877, County Court: A. W. Page, administrator de bonis non of Joseph Dougal (deceased), presented an inventory of the estate that contained only two shares of stock in the Nashville, Murfreesboro & Shelbyville Turnpike Company at \$100 each and two shares of the Nashville & Chattanooga Railroad Company at \$25 each.

July 5, 1880, County Court: A. W. Page, administrator de bonis non of Joseph Dougal (deceased), made an estate settlement.

Tennessee State Marriages, 1780-2002: Joseph Dougal married Amelia Harmon on February 2, 1857 in Davidson County.

1850 U. S. Census, Davidson Co., South Nashville: Nancy Dougal, 48 born VA; Joseph Dougal, 18 Wagoner; James Dougal, 16 Wagoner; Mary W. Dougal, 13; Sarah J. Dougal, 10.

316. Douglas, Ellen [Phillips] (colored) vs Fred Douglas (colored) – Divorce

November 15, 1873, Circuit Court: The defendant had deserted his wife for parts unknown. A decree of divorce was issued.

Rutherford Co., TN Marriage records: Fred Douglas married Ellen Phillips on January 4, 1867.

1870 Rutherford Co., TN Census, Dist. 18: Ellen Douglas, 18 was one of several black farm laborers living with Princess Phillips.

317. Downing, Alexander Died before July 4, 1864, intestate. [Cont'd from Vol. III].

Note: Widow: Eliza Downing

April 7, 1873, County Court: B. L. Chadwick, administrator of the deceased, made a final estate settlement with the court.

318. Downing, Mrs Sarah [Rucker] Died prior to 1850 census, intestate.

Tennessee State Marriages, 1780-2002: William H. Downing married Sarah Rucker on March 1, 1826 in Williamson County.

October 21, 1872, Chancery Court: William H. Downing & son, Milton H. Downing vs Leroy M. Downing; John S. Downing; E. T. Gray and wife, Josephine [Downing]; Edgar L. Downing and W. B. Downing the last two were minors. William H. Downing had been guardian for his children, Milton H. Downing and the four defendants before they became of age. He held a fund that descended to them from their deceased mother and had used it to purchase one hundred acres of land in Williamson County that later became Rutherford County. On July 15, 1865, he conveyed for consideration therein expressed by deed the 100 acres together with 24 other acres adjacent to his son, Milton H. Downing and the minor defendants, Edgar L. Downing and William B. Downing. This conveyance was an attempt to correct the wrong he committed when he purchased the 100 acres with his children's money and put the title in his name.

October 29, 1874, Chancery Court: William H. Downing & son, Milton H. Downing vs Leroy M. Downing, John S. Downing, E. T. Gray and wife, Josephine [Downing], Edgar L. Downing and W. B. Downing. William H. Downing had conveyed by written instrument on September 15, 1865 for the consideration of love and affection to the minor defendants Edgar L. Downing and William B. Downing, who were the grandchildren of William H. Downing and the children of Milton H. Downing, a tract of land containing 124 acres. 100 acres of the land had been purchased with money in his hands as guardian of his children to wit: Milton H. Downing, Leroy M. Downing, John S. Downing and Josephine [Downing] Gray who were all minors at date of the purchase. They had inherited the money from their maternal grandparents, their mother having died before the grandparents. The title to the land had been improperly vested in William H. Downing instead of the children. Milton H. Downing had purchased all the other interest in the land from his siblings and was entitled to a title in fee simple. He had also purchased the additional 24 acres included in the boundaries of the tract. The court ruled that the conveyance of September 15, 1865 was invalid. William H. Downing, John S. Downing, Leroy M. Downing, E. T. Gray and wife, Josephine [Downing] Gray, and Edgar L. Downing and William B. Downing were divested of all rights and title was vested in Milton H. Downing, his heirs and assigns.

Downing Cemetery [now called Rocky Glade Cemetery]: William H. Downing, age 98 years, 10 months [June 1782] - 13 Apr 1881.

1850 Williamson Co., TN Census, Dist. 24: W. H. Downing (m), 69 NC; M. Downing (m), 21; J. S. Downing (m), 16; L. Downing (m), 14; J. Downing (f), 12

319. Doyle, Jane Died before November 17, 1856 in Humphries County, testate.

November 17, 1856, County Court: The testatrix had owned two lots in Rutherford and her executor, John Woods, sold them to O. [Overton] W. Crockett.

320. Drake, Mathew M. Died January 1863, intestate. [Cont'd from Vol. III]

Note: Widow and administratrix: Sallie M. [Randolph] Drake. They married on December 26, 1844.

April 8, 1881, Chancery Court: James K. Drake, as an individual, and James K. Drake who sued as the next friend of Angi Drake and Lucy Drake, minors vs James Jones and Sarah M. Drake. Mathew Drake had died in January 1863, intestate. The complainants and five others were children of the deceased. The intestate had owned 238 acres of land when he died. The complainants asserted that the defendants had occupied the land in 1866 raising good crops of cotton and grain but did not pay one cent of rent. The complainants insisted that as heirs of the intestate they were entitled to their share of the rent which should have been about \$10 per acre. The complainants gave their ages as: James K. Drake, 23; Angi Drake, 20 and Lucy Drake, 18. They prayed the court to have an accounting of rents from the land.

321. Duncan, Leonard (colored) Died before December 4, 1871, intestate.

December 4, 1871, County Court: The court noted the death of Leonard Duncan (colored) and appointed Andy Avent (colored) as administrator. Daniel B. Avent (colored) and Henry Currin (colored) provided security.

322. Duncan, Sallie (colored) Died before April 3, 1876, intestate.

April 3, 1876, County Court: B. N. White was allowed \$2 for shrouding for Sallie Duncan (colored).

323. Dunn, Silas G. Died February 20, 1869, unknown.

July 4, 1870, County Court: Clayton and Murfree were allowed \$5 for post mortem examination of body of S. G. Dunn (deceased).

Rutherford County Deaths (newspapers): Silas G. Dunn, C. S.A., Pvt Bates 2nd TN Vol., unmarried - died 20 February 1869.

1860 Rutherford Co., TN Census, Murfreesboro: I. R. Dunn, 51 (m) NC Shoemaker; I. C. Dunn, 45 (f) NC; S. G. Dunn, 20 (m) NC; W. F. Dunn (m), 17 NC; Ann Dunn, 7 NC; Henry Dunn, 14 NC.

324. Dunnaway, Nancy Died before August 5, 1872, intestate.

August 5, 1870, County Court: The court noted the death of Nancy Dunnaway and appointed G. W. Charlton as administrator of the estate. J. W. Dunnaway provided part of the security.

March 31, 1873, County Court: G. [George] W. Charlton, administrator of the deceased's estate, submitted an inventory of the property belonging to the estate. He also submitted a list of articles sold on August 16, 1872 at auction. John Dunnaway, Thomas Dunnaway, Fannie Dunnaway, Drury Dunnaway and Daniel Dunnaway had purchased items at the auction.

June 9, 1875, County Court: G. W. Charlton, administrator of the deceased's estate, made a settlement and prorata distribution of the estate with the court.

325. Dwyer, John Died before June 23, 1870, testate.

Note: Copy of will unavailable.

November 12, 1873, Circuit Court Enrolling Docket #6, pg428: Mary Dwyer, executrix of John Dwyer (deceased) vs S. H. Miller and William Whitson. The plaintiff sued for \$565 on an unpaid note due on or before January 1, 1874. The jury found for the defendants.

June 23, 1870 U. S. Census, Davidson Co., Nashville: Joseph Smith, 22 Ireland; Betsy Smith, 47 Ireland Grocer (ret); John Smith, 21 Ireland; William Smith, 15 VA; Ann Smith, 17 PA; Mary Dwyer, 25 Ireland; Thomas Dwyer, 3; John Dwyer, 1.

326. Dyer, Isaiah W. Died January 15, 1857, intestate. [Cont'd from Vols II & III].

January 5, 1858, County Court: The sixteen estate slaves were: Ebenezer, 44; Joseph, 31; Malinda, 35 and daughter, Barthina; Sandy, 29; Rachel, 28 and daughter, Rebecca; Mahala, 11; Joanna, 10; Nancy, 9; Emaline, 9; Sina, 7; Charles, 5; Benjamin, 8; Caroline, 6; Kelly, 3; Susan, 10 months and Frances, 5 months.

September 29, 1876, County Court: A. R. Dyer, guardian of Isaiah H. Floyd, a minor heir of Benjamin W. Floyd and heir at law of Isaiah Dyer (deceased), made a settlement with the court

327. Eads, Samuel A. vs Parmelia Eads – Divorce

January 9, 1858, Circuit Court Enrollment Book, pg 171: The couple were married on May 2, 1852 in Cannon County. They lived together as man and wife until about November 19, 1855, when the defendant abandoned her husband and remained away. A divorce decree was issued.

328. Eagleton, William Died before May 1, 1876, intestate.

Note: This is probably Rev. William Eagleton, D. D., Pastor of Murfreesboro Presbyterian Church, born 25 Mar 1796 in Blount Co., E. Tenn., died 28 Mar 1866 in Murfreesboro. He married Margaret "Peggy" Ewing on 2 Apr 1816 in Blount Co. She was born 4 Aug 1795 in Blount Co., E. Tenn., died 7 July 1864. They are buried in the Eagleton Cemetery on Orchard Park Rd. Children: Margaret Angeline Eagleton married Dr. E. D. Wheeler on 7 Aug 1844; Samuel Ewing Eagleton; Elvira Hamilton Eagleton married Dr. Samuel Campbell, Jr. on 7 Aug 1844; William Clark Eagleton married Mary A. Green on 20 July 1853; Eliza McEwen Eagleton married Dr. Lewis W. Knight on 20 Mar 1851; George Ewing Eagleton; John Alexander Eagleton married Mary Ann J. Bethel on 17 Dec 1856.

May 1, 1876, County Court: The court noted the death of William Eagleton and appointed R. L. Martin as executor.

June 8, 1880, County Court: R. L. Martin, administrator of the estate, made an estate settlement with the court. Share payments of \$51.45 were made to each of the following: J. M. Eagleton; E. H. [Eagleton] Campbell; W[illiam] C. Eagleton; G[eorge] E. Eagleton; J. A. Eagleton; Angeline Eagleton; E. M. [Eagleton] Knight; and S. E. Eagleton.

1850 Rutherford Co., TN Census, Murfreesboro: William Eagleton, 54 N S Pres. Preacher; Margaret Eagleton, 53; William C. Eagleton, 24; Eliza Eagleton, 20; George Eagleton, 18; John Eagleton, 14; James Eagleton, 12.

329. Early, Caleb Died before October 3, 1853, intestate. [Cont'd from Vols. II & III].

December 2, 1879, County Court: Eliza Early, guardian for Mary Early, a minor heir of Caleb Early (deceased), made a settlement.

330. Eaton, Eli Died before April 7, 1873, intestate.

April 7, 1873, County Court: The court noted the death of Eli Eaton and appointed H. [Harvey] W. Eaton as administrator of the estate and he posted a bond for \$2000.

August 2, 1873, County Court: Harvey W. Eaton; Wesley Hoover and wife, Parthenia [Eaton] Hoover; Jesse Shelton and wife, Martha Jane [Eaton] Shelton, Coffee Co. vs Newton J. James and wife, Mary Jane [Hoover] James, a minor from Bedford Co.; William H. Eaton, minor from Rutherford Co.; Parthenia Eaton, Jane Eaton, and George W. Eaton, minors and non residents of Tennessee; Pearly Ann Eaton, a minor with her guardian, George D. Stephenson, Bedford Co.. The intestate had owned a tract containing 434 acres. The plaintiffs submitted to the court to determine whether the land should be sold or partitioned.

October 9, 1873, County Court: The intestate left the following heirs at law to wit: Harvey W. Eaton, son; Parthenia [Eaton] Hoover, daughter; Martha Jane [Eaton] Shelton, Coffee Co., daughter; Pearly Ann Eaton, daughter; Mary Jane [Hoover] James, only child of Susan [Eaton] Hoover (deceased); William H. Eaton, George W. Eaton, Eli Eaton and Parthenia Jane Eaton, only children of John [C.] Eaton (deceased), son. The intestate owned a tract of land containing 434 acres by survey. After a review by the court clerk, the court decided the land could not be divided without substantial damage to one or more of the heirs. The court ruled a sale was necessary for distribution and a commissioner was appointed to conduct the auction.

May 19, 1873, County Court: H. W. Eaton, administrator of the estate, submitted an inventory of the notes and accounts of the estate and an extensive list of the personal items sold at auction.

December 1, 1873, County Court: The commissioner sold the land on November 20, 1873 in the following lots to wit: Lot 1, 131 acres; Lot 2, 129 acres; and Lot 3, 179 acres.

October 5, 1874, November 1, 1875, January 5, 1876, April 1, 1879, September 11, 1880, County Court: W. H. Eaton was appointed guardian for P. J. [Parthenia Jane Eaton] Gillis, E. M. Eaton, and G. W. Eaton, minor children of John Eaton (deceased) and minor heirs at law of Eli Eaton (deceased).

February 2, 1875, County Court: Harvey W. Eaton and others *vs* W. H. Eaton and others. The commissioner who sold the land on November 20, 1873 reported that the three buyers had all paid their first notes and there was \$3066.59 available for distribution to the heirs of the deceased. The funds were divided as follows to wit: #1, J. R. Shelton and wife, Martha Jane [Eaton], daughter of the intestate, \$511.10. #2, J. N. James and wife, Mary Jane [Hoover] James, the only child of Susan [Eaton] Hoover (deceased), daughter of Eli Eaton (deceased), \$511.10. #3, W. H. Eaton, guardian for P. J. [Eaton] Gillis, formerly P. J. [Parthenia Jane] Eaton, E. [Eli] M. Eaton and G. [George] W. Eaton, minor children of John Eaton, a son of Eli Eaton (deceased), \$511.10. #4, W. H. Eaton, son of the deceased, \$511.10 and also the share of Parthenia [Eaton] Hoover, daughter of the deceased, that he purchased from her, \$511.10. #5, G. D. Stephenson, guardian for Pearly Eaton, a minor child of Eli Eaton (deceased), \$511.10.

April 6, 1875, County Court: Harvey W. Eaton, administrator of Eli Eaton (deceased) made an estate settlement with the court. He owed the estate \$1327.20.

December 10, 1875, County Court: H. W. Eaton, administrator of the deceased's estate, made a final estate settlement with the court. There was a balance due the estate of \$1478.70.

February 7, 1876, February 24, 1876, November 7, 1877, March 18, 1878, April 8, 1879, April 5, 1880, July 4, 1881, County Court: G. D. Stephenson, guardian for Pearly Ann Eaton, a minor heir of Eli Eaton (deceased), renewed his bond in the sum of \$3000. The ward was boarding with Sarah Ann Eaton. There was a balance on July 4, 1881 due the ward of \$1182.29.

October 2, 1877, County Court: Harvey W. Eaton & others *vs* William H. Eaton et al. H. W. Eaton had paid his second and third notes totaling \$951.28 on the one hundred thirty-one acres he purchased from the estate. The purchaser of 129 acres had paid his final note of \$1113.42. The purchaser of 179 acres paid his final note of \$1001.89. These funds less costs of \$361.76 plus cash paid on day of sale had been distributed to the heirs at law of Eli Eaton (deceased) as follows: J. R. Shelton & wife, Martha Jane Shelton, formerly Martha Jane Eaton, a daughter of the deceased received \$1003.57; J. N. James & wife, Mary Jane James, formerly Mary Jane Hoover, the only child of Susan Hoover (deceased), formerly Susan Eaton, daughter of Eli Eaton (deceased) received \$1003.57; W. H. Eaton, guardian of P. J. Gilles, formerly P. J. Eaton, E. M. Eaton and G. W. Eaton, minor children of John Eaton (deceased), son of Eli Eaton (deceased), received \$1003.57; W. H. Eaton, son of the deceased, received \$1003.57 and also the share which he had purchased of Parthenia Hoover, formerly Parthenia Eaton, a daughter of the deceased, who received \$1003.57; and G. D. Stephenson, guardian of Pearl Eaton, a minor child of Eli Eaton (deceased), received \$1003.57.

Rutherford Co., TN Marriage records: Jesse Shelton married Martha Jane Eaton on November 24, 1868. Jasper N. James married Mary Jane Hoover on September 25, 1867.

1850 U. S. Census, Coffee Co., TN, Dist. 2: Eli Eaton, 46 NC; Jane Eaton, 46 VA; Rebecca Eaton, 17; John Eaton, 15; Susan Eaton, 13; Parthenia Eaton, 10; Martha Eaton, 7.

331. Eaton, John C. Died in 1862, intestate. [Cont'd from Vol. III].

Note: Son of Eli Eaton - see above

February 7, 1875, November 1, 1875, January 5, 1876, January 9, 1877, May 6, 1878, September 11, 1880, County Court: W. [William] H. Eaton, guardian for P. J. [Parthenia Jane Eaton] Gillis, E. [Eli] M. Eaton and G. [George] W. Eaton, minor heirs of John Eaton (deceased) and heirs at law of Eli Eaton (deceased), made a settlement with the court.

April 3, 1877, County Court: [J. P.] Stephenson & [George A.] Shelton, guardians *vs* Taylor McEwen et al. Thomas McEwin had purchased 164 acres of land but he had purchased five-sevenths interest in the estate of John Eaton (deceased) from the heirs therefore he only had to pay two-sevenths of the purchase price. He subsequently sold the land to G. W. Bell.

November 5, 1877, March 3, 1880, July 1, 1880, County Court: George A. Shelton, guardian for John T. Shelton, Jesse Shelton, Sarah E. Shelton and Manerva A. Shelton, minor heirs of Tabitha [Eaton] Shelton (deceased) and heirs at law of John Eaton (deceased), made a settlement with the court. **Note:** The fourth child was listed as Manerva A. in one document and Narcissa A. in the settlement. J. P. Stephenson, guardian for Tabitha J. Shelton, Martha E. Shelton, J. R. Shelton and Susan Ann Shelton, minor children of Tabitha [Eaton] Shelton (deceased) and minor heirs at law of John Eaton (deceased).

332. Edwards, Arthur M., Sr. Died September 1854, intestate [Cont'd from Vols II & III].

Note: Widow: Nancy A. [Harwell] Edwards. They married August 29, 1829.

July 9, 1878, Circuit Court: Judith C. [Edwards] Patton vs Benjamin Batey, Thomas J. Batey and John B. Batey. The complainant had obtained a judgement for \$2304.14 plus costs against the defendants on July 10, 1877. The sheriff had found no personal property belonging to the defendants so a levy was made against a tract of 180 acres that belonged to Thomas J. Batey and a tract of 600 acres that belonged to John B. Batey. The court issued a decree ordering the land sold for payment of the judgment.

February term, 1889, County Court: W. [William] T. Edwards & Judith C. [Edwards] Patton and others, heirs at law of Arthur M. Edwards (deceased) vs W. [Willie] O. Edwards, Tennie Boring and others, heirs at law of Arthur M. Edwards (deceased). The intestate died in 1854 and his personal estate had been properly administered. The intestate had owned considerable real estate. His widow, Nancy A. [Harwell] Edwards, had received 450 acres of dower and lived on it until she died on November 21, 1888. The intestate left surviving him the following children to wit: #1, Thomas Edwards; #2, Judith C. [Edwards] Patton; #3, Owen H. Edwards who had died intestate several years previously and before the death of the doweress leaving one child, W. [Willie] O. Edwards, who was entitled to his father's share. #4, [Martha] Lucy [Edwards] Boring, wife of S. [Sterling] B. Boring, who died intestate leaving one child, Nannie Boring, who married David Fain. Nannie [Boring] Fain also died intestate leaving one child, Bessie Fain, who inherited one share of her grandfather's land. #5, Elizabeth Edwards, daughter of intestate, married S. [Sterling] B. Boring and died in March 1888. She left the following seven minor children to wit: Tennie Boring, Ella Boring, Lizzie Boring, Judith Boring, Mary Boring, Jessie Boring and Eliza Boring who jointly inherited their mother's share of the land. #6, Nancy [Edwards] Davis, wife of A. [Alfred] J. Davis, who died intestate leaving the following children and heirs to wit: Robert Davis, Emma Davis, Sally Davis, Mary Davis, Arthur Davis and John Davis, who jointly inherited the share of their mother. #7 James Edwards, #8, Arthur Edwards and #9, John W. Edwards, sons, each received one share in remainder of the land. Judith C. [Edwards] Patton had purchased three shares and owned a total of four shares. #10, Mary Edwards, daughter, one share. #11, Lewis C. Edwards, sold his share to Mary Edwards. #12, W. [William] T. Edwards, son, one share. #13, Sally [Edwards] Hollowell, wife of Solomon Hollowell, one share. Both Sally and her husband had died before the doweress. They left one child, a daughter, Sue Hollowell, who also died before the doweress. Her one-twelfth share passed to all the other heirs of the intestate. Commissioners partitioned the land as follows: Thomas Edwards, Arthur Edwards, John W. Edwards and L. [Lewis] C. Edwards each received 5 acres; Miss Mary B. Edwards, 84 acres; W. [Willie] O. Edwards, 32 acres; W. [William] T. Edwards, 25 acres; heirs of Mrs. Nancy [Edwards] Davis, 28 acres; Mrs. Judith C. [Edwards] Patton, 154 acres; Boring heirs, 28 acres; Bessie L. Fair, 42 acres.

Rutherford Co., TN Marriage records: Arthur M. Edwards married Nancy Harwell on August 19, 1829. Sterling B. Boring married Martha L. [Louisa or Lucy] Edwards on November 25, 1851. Sterling B. Boring married Elizabeth Edwards on November 21, 1855. Joseph C. Patton married Judith C. Edwards on June 25, 1851. A.[Alfred] J. Davis married N. [Nancy] A. Edwards on October 14, 1858. Solomon Hollowell married Sarah M. Edwards on September 6, 1865. John W. Edwards married Violet Davis on September 1, 1865. Arthur M. Edwards (Jr.) married Sallie Anderson on October 22, 1869. W. [William] T. Edwards married Lavenia S. Jobe on February 16, 1875.

1850 Rutherford Co., TN Census, Murphy (8) Dist.: Arthur M. Edwards, 52; Nancy Edwards, 42 VA; Thomas H. Edwards, 19; Owen H. Edwards, 18; Judith C. Edwards, 16; Martha L. Edwards, 15; Elizabeth Edwards, 13; Arthur M. Edwards, Jr., 11; Nancy T. Edwards, 9; John W. Edwards, 7; Sarah M. Edwards, 6; James K. P. Edwards, 5; Lewis C. Edwards, 4; Mary B. Edwards, 1.

Note: W. T. Edwards (m), 10, is listed on the 1860 census.

333. Edwards, Owen H. Died before September 29, 1865, intestate. [Cont'd from Vol. III]

Note: Son of Arthur M. Edwards, Sr. and wife, Nancy [Harwell] Edwards - see above.

April 13, 1869, Circuit Court Enrolling Docket #7, pg 251: James C. Harris vs Thomas Edwards, administrator of Owen Edwards (deceased). The plaintiff sued for \$1409.40 due him on accounts made in Obion Co. The defendants pleaded statute of limitations and the jury agreed.

July 7, 1875, August 2, 1880, County Court: Thomas J. Batey, guardian of Willie [O.] Edwards, a minor heir of O. H. Edwards (deceased), made a settlement with the court. The guardian owed his ward the sum of \$2002.80 on the latter date.

March 7, 1881, County Court: Thomas J. Batey, guardian of Willie Edwards, minor child of O. H. Edwards (deceased), made a settlement and tendered his resignation as guardian. His ward had a balance of \$1959.19. Willie Batey selected A. [Arthur] M.

Edwards [Jr.] to be his guardian and the court appointed him as such. He posted a bond for \$4500.

March 28, 1881, Chancery Court Enrolled Cases #11, pg 346: A. [Arthur] M. Edwards [Jr.], guardian of Willie Edwards vs Thomas Batey, Thomas Edwards and wife, Martha Edwards, and John B. Batey, all Rutherford Co.. Thomas Batey had been guardian of Willie Edwards since 1868 and had posted bond with security. On March 1, 1881, Thomas Batey had at the insistence of the court and one of his securities made a settlement that showed he owed his ward \$1859.19. Thomas Batey had refused to renew his bond and A. M. Edwards had been selected by Willie Edwards to be his guardian. The complainant charged that Thomas Batey was insolvent and had made several deeds of trust but had never mentioned his debt to his ward. These deeds had been foreclosed and there was nothing left to pay the debt to his ward. The complainant sought judgment against Thomas J. Batey's securities. Thomas Edwards, one of the securities, had made an absolute deed of trust of all his real estate to his wife, Martha Edwards, for 230 acres of land for consideration of love and affection and \$5000 alleged to have been his wife's money. The complainant charged this conveyance was fraudulent and should be voided. Thomas Edwards responded that he had been the administrator of the intestate and that upon settlement of the estate there had been a balance of \$391.83 due to the widow and children, Nannie and Will. Nannie had died and the widow had claimed nothing so the entire amount had gone to Willie's guardian, Thomas J. Batey. He also turned over the lands belonging to Willie to his guardian who had rented them out and collected the rent money. Thomas Edwards argued that the conveyance to his wife had been a deed of gift as he had used \$5000 of her money and had repaid it with a gift of land. Thomas Edwards prayed for permission to file a crossbill against the other securities of Thomas J. Batey.

334. Edwards, Sarah A. E. vs Anderson H Edwards - Divorce.

March 19, 1859, Circuit Court Enrollment Book. Pg 264: The couple married in March 1848 in Rutherford County and lived together until March 1857. The defendant became shiftless and left the state without providing for her support. The court granted a decree of divorce.

335. Elam, R. H. [Robert Henry] Died before March 4, 1872, intestate.

Note: Robert Henry Elam and George Foster Elam were sons of Daniel Elam, who died ca 1829 - see Vol. I.

March 4, 1872, County Court: The court noted the death of R. H. Elam and appointed C. D. Berry as administrator of the estate.

1870 U. S. Census, Gibson Co., TN: R. H. Elam, 51, School Teacher was living with George F. Elam and family.

336. Elder, Lydia J. [Etter] Died April 16, 1870, intestate.

Note: Lydia J. [Etter] Elder, was the daughter of John Etter, a Revolutionary War soldier, who died 1851 (see Vol. II & III). Lydia married Joshua Elder on January 29, 1824.

January 2, 1871, County Court: The court noted the death of Lydia J. [Etter] Elder and appointed R. [Raiford] C. Blackman as administrator of the estate. John E. Elder provided part of the security.

November 2, 1871, Chancery Court: Crockett & Ransom vs Joshua Elder & Henry Gregory. Joshua Elder had only the right of support under the deed of trust made by Lydia J. Elder (deceased) conveying the property therein to Henry Gregory. The property was not under control of Joshua Elder and was not subject to the payment of any debts he had contracted or might contract.

February 25, 1873, Chancery Court: Joshua Elder vs Henry Gregory. Lydia Elder (deceased) in her lifetime owned in her own right for her separate use, a considerable estate of both personalty and realty. In order to provide her husband a comfortable support in his declining years – he being an old man in embarrassed circumstances – executed to Henry Gregory on August 4, 1869 a deed of trust of all stock and cattle of various kinds and a tract of land containing about 270 acres of land. The conveyance read as follows: "The conveyance is made in trust for purposes hereinafter stated, and for no other purpose whatever to wit: the said Henry Gregory is to hold the same and every part and all the proceeds thereof, in trust for the sole and separate use of Lydia J. Elder, and subject in all things to her order and control during her lifetime and after her death, if her husband, Joshua Elder, outlived her, it is to be held by said trustee for the purpose of affording a home and support for him as long as he lives, and also for the support of such of the children of Joshua and Lydia Elder as may live on and assist in cultivating the land. After the death of both Joshua and Lydia Elder, said trustee shall sell the land and the personal property and the increase thereof. When the proceeds of the sale were realized, the trustee was to make an equal division amongst the children." Lydia J. Elder died on April 16, 1870. The complainant claimed the trustee never rented the land or hired hands to cultivate the land but that he had procured tenants and hired hands and collected the rents. This caused a great amount of discord between the complainant and defendant.

The complainant said the farm had not yielded the support required and he claimed to be destitute. The complainant requested that William Henderson be appointed receiver to take charge of all property and hold it subject to the trust. The defendant responded that any failure on his part was due to the unwarranted and irrational interference by the complainant.

October 2, 1873, County Court: Henry Gregory, trustee for Mrs. Lydia J. Elder (deceased) under a deed of trust executed August 4, 1867, made a settlement with the court.

April 27, 1874, Chancery Court: Thomas H. Fletcher, commissioner vs Henry Gregory; Joshua Elder; W. [William] K. Elder; J. H. Elder; Mary Elder; John Trigg and wife, Lucy [Elder]; and George Burnett and wife, Eliza [Elder]. Out of state defendants were Ben Elder, John Elder, Levi Elder and James Elder and publication had been made for them but they had failed to show in court. An ex parte was scheduled as none of the defendants appeared in court.

November 24, 1875, Circuit Court: Joshua Elder, William K. Elder, Edmund Elder, H. [Henry] M. Elder and John E. Elder vs Henry Gregory. The complainants sued to remove Henry Gregory as trustee with title to 220 acres of land and certain personal property. The court did not agree that there were grounds to remove him and after the verdict, Henry Gregory resigned as trustee. The resignation was accepted and he was ordered to make a settlement with the court next term. The case was referred to the County Court for appointment of a replacement trustee.

March 29, 1876, Circuit Court: The court confirmed the appointment of Henry M. Elder as trustee to replace Henry Gregory.

November 29, 1878, Circuit Court: Joshua Elder & others vs Henry Gregory, trustee of Lydia J. Elder and Joshua Elder. The court found that the trustee owed \$265.40 for attorney fees and was ordered to pay the debts from trust funds.

1850 Rutherford Co., TN Census, Jefferson Dist.: Joshua Elder, 55 VA; Lydia J. Elder, 52 VA; Mary E. Elder 24; William Elder, 22; Edmund Elder, 21; Henry Elder, 17; Jane Elder, 16; Benjamin Elder, 13; Levi Elder, 11; Eliza Elder, 9; George Elder, 7; John Elder, 4.

1870 Rutherford Co., TN Census, Dist. 6 (Jefferson): Joshua Elder, 76; Mary Elder, 46.

337. Elliott, Barnett Died on or about November 24, 1868, testate. [Cont'd from Vol. III].

Note: Grandson, John L. Vaughan, was executor. Widow: Rebecca [Freeman] Elliott.

October 23, 1879, Chancery Court Enrolled Cases #11, pg. 37: Charles L. Elliott of Rutherford Co.; Joseph F. Elliott of Bedford Co.; W. [William] A. Haynes and wife, Sarah W. [Elliott Vaughan] Haynes of Rutherford Co.; James Vaughan and wife, Mary L. [Elliott] Vaughan of Rutherford Co.; W. [William] T. Elliott of Bedford Co.; S. B. [Sterling] Boring; William H. Mathis of Lauderdale Co.; John Jones and wife, Mary [Mathis] Jones of Bedford Co.; J. T. Mathis and Sarah J. Mathis of Rutherford Co.; J. [Jordan] J. Parsley and wife, Martha [Mathis] Parsley of Texas; J. [John] L. Vaughan and James T. Vaughan of Rutherford Co. vs Martha Vaughan and William Vaughan, minors without guardian who lived in Haywood Co. Barnett Elliott had died on or about November 24, 1868, testate. His widow, Rebecca Elliott died on or about December 29, 1878. He left the following children to wit: Charles L. Elliott; Joseph F. Elliott; Sarah W. [Elliott Vaughan] Haynes, wife of W. [William] A. Haynes; Mary A. [Elliott] Vaughan, wife of James Vaughan; grandchildren to wit: W. [William] T. Elliott, the only son of Nancy Elliott, son [see Vol. I] who died prior to his father; William H. Mathis, J. T. Mathis, Mary [Mathis] Jones, wife of John Jones, Sarah J. Mathis, Martha [Mathis] Parsley, wife of Jordan J. Parsley, were the only children of Mrs. Stacy [Elliott] Mathis daughter who died prior to her father. John L. Vaughan, William Vaughan and James T. Vaughan were the only children of Martha Ann [Elliott] Vaughan, daughter of testator who died before her father. All three were living when the testator had died but William Vaughan had since died and left Mary Vaughan and William Vaughan his only children and heirs and great-grandchildren of the testator. In all, four children and representatives of four others had been living at testator's death. William T. Elliott had conveyed his interest in the lands of the testator to S. Boring to provide for the payment of a \$224 note. William T. Elliott had defaulted on the note and on March 18, 1871, W. T. Elliott's interest in the estate was purchased by S. Boring for the amount of the note plus interest. The complainant prayed for a decree of title for S. Boring. The testator had owned about 265 acres of land. The executor asked the court for an interpretation of the will regarding the word "children". If it included grandchildren, then there would be eight shares and three would have to be further subdivided. Regardless of the interpretation, the complainant argued that it would be necessary to sell the land for equitable partition among the numerous heirs.

Rutherford County, TN Marriage Records: Barnett "Barney" Elliott married Rebecca Freeman on September 22, 1818. James R. T. Mathews married Stacy Elliott on November 29, 1831. P. M. C. "Nacie" Elliott married Martha W. Slack on May 6, 1834. Ambrose W. Vaughan married Sarah W. Elliott on August 20, 1846. W. [William] A. Haynes married Mrs. Sarah W. Vaughan on August 29, 1862. James Vaughan married Martha Ann Elliott on October 18, 1840. James Vaughan married Mary L. Elliott on January 3, 1850. Joseph F. Elliott married Harriet C. Daniel on December 17, 1846.

Williamson Co. Marriage Records: Charles L. Elliott married Mary A. F. Vernon on November 11, 1840.

338. Elliott, Deborah [White] Died March 9, 1829, testate. [Cont'd from Vol. I].

Note: Executor was son, John Elliott. Husband, William Elliott, died in 1811 in NC. Deborah [White] Elliott was born 14 July 1767 in PA, died in Rutherford Co., TN 9 Mar 1829. Children [see Elliott Cemetery, near Leana]: James Elliott [1 Oct 1795 - 30 Oct 1836]; William Elliott [1798 - 18 Sep 1835]; Eleanor [Elliott] Arnold [28 Dec 1797 - 8 Jan 1860; Catharine [Elliott] Arnett; Mary [Elliott] Smith; John Elliott; Alfred Elliott [Beesley Ch. Cem. 11 Sep 1808 - 24 Feb 1880]; Jane [Elliott] Stockird.

October 25, 1860, Enrolled Cases #2, pg 195: James E. Stockerd of TN; James Rice in right of his wife, Deborah [Stockird Arnold] Rice of TN; John B. Hicks in right of Alfred Elliott of MS; W. W. Elliott of MS; John H. Elliott of MS; Thomas Robertson and wife, Elizabeth of TN; W. C. Henry and wife, Amanda [Elliott] of TN; William Rucker and wife, Matilda [Elliott] of TN; Jonathan Bostick of MS in right of Samuel N. Elliott; W. G. Elliott of TN; A. B. Elliott of TN; Thomas A. Elliott of TN; Jemima A. Elliott of TN; John W. Smith of TN; M. J. Phillips and wife, Mary Jane [Smith] of TN; William H. Rucker & wife, Matilda [Elliott] and Samuel N. Elliott, residents of TX vs Benjamin F. Smith and Samuel E. Smith of Gibson Co.; Mary Bostick and father, James A. Bostick of Williamson Co. Deborah Elliott had died in 1829. Her husband, William Elliott had died May 1811 [in NC]. The testatrix left eight children and sets of grandchildren all of whom were living as of this date. She owned about 650 acres which was partitioned by commissioners in July 1830. Lot #3 contained 81 acres and was set apart to Elenor Elliott who had married William Arnold and had died without issue sometime in 1860. Her husband had died previously. The parties listed in the caption were her legal heirs. Alfred Elliott represented by John B. Hicks and John Elliott represented by the children and heirs of William Elliott (deceased) were the only surviving brothers of Eleanor [Elliott] Arnold (deceased). W. W. Elliott; J. W. Elliott; Elizabeth [Elliott] Robertson, wife of Thomas Robertson; Matilda [Elliott] Rucker, wife of William Rucker; Amanda [Elliott] Henry, wife of W. C. Henry; and Mary Bostick, daughter of Mary [Elliott] Bostick, represented William Elliott (deceased), a brother of Elenor [Elliott] Arnold (deceased). Samuel N. Elliott represented by Jonathan Bostick, W. G. Elliott, A. B. Elliott, Thomas A. Elliott and Jemima A. Elliott represented James Elliott (deceased), another brother of Elenor [Elliott] Arnold. James E. Stockird and Deborah [Stockird] Rice, wife of James Rice, represented their mother, Jane [Elliott] Stockird, a sister of the Elenor [Elliott] Arnold. John W. Smith, Benjamin F. Smith, Samuel E. Smith, and Mary Jane [Smith] Phillips, wife of M. J. Phillips, represented their mother, Mary [Elliott] Smith, another sister of Elenor [Elliott] Arnold. Benjamin F. Smith and Samuel E. Smith were under age and needed money to educate themselves. Mary Bostick, a minor, represented the interest of her mother, Mary [Elliott] Bostick (deceased) and upon the death of her father who had a life estate as tenent by courtesy would be entitled to it in fee simple. The division of the estate was as follows to wit: John Elliott, one-sixth; Alfred Elliott, one-sixth to the children of James Elliott (deceased); one-sixth to the children of William Elliott; one sixth to the children of Mary [Elliott] Smith (deceased); one-sixth to the children of Jane [Elliott] Stockird (deceased). Alfred Elliott had conveyed his one-sixth interest to John B. Hicks. John Elliott's undivided one-sixth interest had been levied upon by the children and heirs of William Elliott (deceased). Samuel N. Elliott's undivided interest had been attached as well as levied upon by Jonathan Bostick. Due to the number of heirs, the petitioners argued that it was not possible to partition the small tract equitably and they prayed for a decree to sell the land for partition. The court agreed and decreed that a commissioner be appointed to auction the land. Before the land was sold, the court learned that one of the petitioners, John B. Hicks had died [see below] leaving the following heirs to wit: Hartwell Hicks and Henry Hicks, sons; and Mary [Hicks] Prater, wife of H. [Henry] T. Prater; Elizabeth [Hicks] Martin, wife of J. G. Martin; Eveline [Hicks] Ward, wife of Benjamin Ward, daughters; and grandchildren as follows: Louise E. Hicks, daughter of John H. Hicks (deceased), son of John B. Hicks (deceased) and the only child of John H. Hicks (deceased), a minor under guardianship of John Woods; Betty [Hicks] Sutton, wife of Walter Sutton and Henry Hicks and James S. Hicks were the only children of I. [Isaac] M. Hicks (deceased), son of John B. Hicks (deceased). The last two were minors under guardianship of John E. Dromgoole. The court ordered the cause revived in the name of the above named heirs.

Elliott Marriages: James Elliott [died 1836 - see Vol. I] married Adaline Bowman. William E. Elliott [died 1835 - see Vol. I] married 20 Aug 1822, Sally Betsy Edwards [who married 2nd Henry Fantleroy]. Eleanor Elliott [died 1860] married 4 Jan 1848, William Arnold. Catharine Elliott married William Major Arnett. Mary Elliott married 2 Dec 1830, William Smith. Alfred E. Elliott married 17 Dec 1843 in Dickson Co., TN, Tennessee Smith. Jane Elliott married 23 Sep 1814, William Alonzo Stockird. Deborah Stockird, daughter of William A. & Jane Stockird, married 1st John W. Arnold (died 1839 - see Vol. I), married 2nd 15 Aug 1843, James Rice. Matilda Elliott, daughter of William E. & Sally Betsy Elliott, married July 1842, William H. Rucker. Mary Jane Elliott, daughter of William E. & Sally Betsy Elliott, married 15 Jan 1845, James A. Bostick. Amanda C. Elliott, daughter of William E. & Sally Betsy Elliott, married 8 Dec 1853, Washington Columbus Henry.

339. Elliott, James Died October 30, 1836, testate. [Cont'd from Vols. I, II & III].

Note: James Elliott was the son of William (who died in 1811 in NC) and Deborah [White] Elliott (who died March 9, 1828 - see above). Widow: Adaline [Bowman] Elliott, daughter of Samuel Bowman, Sr., who died in 1838 - see Vol. I.

July 23, 1845, Chancery Court Enrolled Cases #4, pg. 90: James Elliott's Will. First: The executors were to pay all debts. Second: The executors were given discretion as to when to sell his mills and cotton gin together with all the real estate on the west side of the west fork of the Stones River and not over 2 acres on the east side. The executors were to sell any perishable property except Negroes that they thought best for the estate. The executors were to convey to James Avent a piece of land if he paid \$4 per acre. They were also to convey to William Smith a piece of real estate if he paid the same price the testator paid for it and the interest from the time the testator paid for it. The remainder of the estate was to remain intact and was to be managed by the executors for the comfort and welfare of his widow and children. The executors were to give each of his children their share of the personal estate when they became of age. The widow was to have a child's share of the personal property and one-third of his real estate as dower. The remainder of the real estate was to be partitioned by three commissioners and each child's share was to be set apart severally when they became of age. The testator wanted his wife's dower sold at her death and the proceeds divided among the children. The testator also wanted his executors to supervise the education of his children. He nominated his brother, John Elliott, and friends, Silas Tucker and George Thompson, as his executors.

340. Elliott, Thomas A. Died September 4, 1876, testate.

Note: Son of James (died 1836) & Adaline [Bowman] Elliott.

Will dated October 11, 1875. Will submitted for probate October 2, 1876. Item 1: The testator wanted his debts and funeral expenses paid promptly. Item 2: The testator gave all his property and estate of every kind to his mother, Adaline [Bowman] Elliott, during her lifetime. At his mother's death, the same was to go to his sister, Jennie A. Elliott, her heirs and assigns forever. Item 3: The testator gave his executor discretion to sell the estate, both real and personal, during his mother's lifetime if the executor thought it best. Item 4: After the executor had wound up the estate, he was to deliver over to the testator's brothers all of the property and estate of every kind and description. **Note:** This item seems to contradict Item 2.] Item 5: The testator had a life insurance policy for \$3000. The testator directed that \$1000 of the proceeds be used to erect a family monument in Evergreen Cemetery near the corporate limits of Murfreesboro where he hoped and requested that his mother's family would be interred along with the remains of his late brother-in-law, Jonathan Bostick, and his family. The testator requested to be buried there. Item 6: The testator appointed his brother, William Y. Elliott, as his executor to serve without bond.

October 2, 1876, County Court: The will of Thomas A. Elliott (deceased) was submitted for probate, was proven and recorded.

October 3, 1876, County Court: William Y. Elliott qualified as executor by posting a bond for \$60,000 without security.

April 19, 1877, Chancery Court: W. Y. Elliott & T. A. Elliott vs W. J. Anderson. The Clerk & Master auctioned off two 6-acre tracts of land that sold for a total of \$1650 to W. Y. Elliott. The defendant owed W. Y. Elliott and Thomas A. Elliott over \$2000 and the amount of the sale less \$51 for costs and commissions was deducted from the debt. Title was divested from the defendant and vested in the complainants. Thomas A. Elliott died during this cause and William Y. Elliott was appointed his administrator.

June 24, 1879, County Court: W. Y. Elliott, executor of the deceased's estate, made a final settlement with the court.

1850 Rutherford Co., TN Census, Murfreesboro: William Y. Elliott, 23, merchant, was living with David D. Wendel. Unable to locate any other family members.

1860 Rutherford Co., TN Census, Murfreesboro: Adaline Elliott, 54 NC; W. Y. Elliott, 32 Merchant; A. B. Elliott, 28 Lawyer; A. J. Elliott, 22 (f); T. A. Elliott, 26.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 3: Adeline Elliott, 67 NC; William Elliott, 42 retired merchant ; Thomas A. Elliott, 37 stock broker; Jennie Elliott, 34; Nancy Elliott, 19.

Evergreen Cemetery, Murfreesboro: Thomas A. Elliott, 16 Apr 1834 - 4 Sep 1876, buried with Jennie Adaline Elliott, 8 Feb 1836 - 14 May 1935.

341. Ellis, Margaret vs Francis M. Ellis – Divorce.

March 19, 1870, Circuit Court: Husband was cruel and had treated her badly and finally deserted her. Divorce decree issued. The mother was awarded custody of their six children.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 4: Margrett Ellis, 32 KY; Mary Ellis, 18 seamstress; Clayton Ellis, 16; George Ellis, 12; Templeton Ellis, 9; Lucy Ellis, 5; Robert Ellis, 3; Nelson Ellis, 32 Plasterer.

342. Ellis, Matilda [Dobson] Died October 1865, intestate. [Cont'd from Vols. II & III].

Note: Widow of Burrel S. Ellis, who died February 1862 - see Vol II. They lived in Davidson Co., TN. There were no children

July term, 1866, Enrollment Cases #1, pg. 273: Matilda [Dobson] Ellis left no children. Jane [Dobson] Wiley and Isabel [Dobson] Bagerly were sisters of the deceased. John H. Ward, Matilda [Ward] Ozment, John Ward, Hiram J. Ward, McNairy Ward, Jane Ward and Lucinda Ward were children of a deceased sister [Rebecca Dobson Ward] of the intestate. The last five lived out of state. Jane and Lucinda Ward had married persons unknown. Martha Dobson, Ann Dobson, Rhoda Dobson and Samuel Dobson were children of a deceased brother [William Dobson] of the intestate.

July term, 1866, County Court: After the partition of the real estate had been made, the court divested joint title from Hiram Dobson, administrator of Matilda [Dobson] Ellis (deceased); John F. Wiley and wife, Jane [Dobson] Wiley; Thomas A. Baggerly and wife, Isabel [Dobson] Baggerly; J. [John] H. Ward; C. B. Ozment and wife, Matilda [Ward] Ozment; Martha Dobson; Ann Dobson; Rhoda Dobson, Samuel Dobson; John Ward; Hiram J. Ward; McNairy Ward and Jane and Lucinda, formerly Jane and Lucinda Ward and vested title in the persons who were assigned shares of real estate.

343. Ellis, Mrs. Tabitha Died March 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: Tabitha Ellis, 58, married, born VA, died in March 1850 of "sudden fit."

344. Ellison, Daniel Died March 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: Daniel Ellison, 62, married, born NC, died March 1850 of "gravel."

345. Elmore, William Died before November 3, 1873 probably in Williamson Co., TN, intestate.

November 3, 1873, County Court: The court noted the death of William Elmore. John Landrum, who had previously been appointed administrator in Williamson County, had died. The court appointed D. A. Elmore as administrator of the estate.

February 3, 1879, County Court: The administrator presented the court an estate settlement.

346. Elrod, James Clem Died between September 12 and December 7, 1868, testate. (Cont'd from Vol. III).

June 1, 1875, Chancery Court: J. H. Tinson, L. A. Hooper, Andrew Miller, Josiah Freeman, John H. Taylor, William Luton, R. H. Cartwright & A. C. Cartwright, Thomas Williams, William Connell, Joseph Barrett and Timothy Walton vs John W. Elrod, Nancy B. [Bayless] Elrod, F. [Franklin] W. Rankin, A. J. Freeman and wife, Mary Elizabeth [Elrod], James T. Elrod, Sarah F. Elrod, Martha P. Elrod, Nancy B. Elrod, George F. Elrod, Lilla M. Elrod and Zilpha T. Elrod, heirs of J. C. Elrod (deceased) and John W. Elrod and Nancy B. [Bayless] Elrod, executor and executrix of J. C. Elrod (deceased) and Nancy B. [Bayless] Elrod as widow of J. C. Elrod (deceased), and the last seven named heirs of J. C. Elrod (deceased) were minors with E. [Erasmus] D. Hancock as their guardian ad litem. The court had issued a decree in October 1874 to sell the remainder interest in the dower tract set apart to Mrs. Nancy B. [Bayless] Elrod out of the lands of her husband. There were tracts of 90 acres, 91 acres and 88 acres. At the auction on April 5, 1875, the complainants through their attorneys purchased the tracts for \$100 each but within twenty days advanced their bids on all three tracts to \$1000 and the court declared the sale closed. The purchasers paid for the land by crediting their judgment against the defendants. The land was to be divided among the complainants according to their respective claims.

347. Elrod, John W. Died in 1870, intestate.

Note: Son of James Clem Elrod (deceased) and Nancy B. [Bayless] Elrod – see above.

June 4, 1872, Chancery Court: J. H. Tinnon, L. A. Hooper, Andrew Miller, Josiah Freeman, John H. Taylor, William Luton, R. H. Cartwright & A. C. Cartwright, Thomas Williams, William Connell, Joseph Barrett and Timothy Walton vs John W. Elrod and Nancy B. [Bayless] Elrod, executor and executrix of J. C. [James Clem] Elrod (deceased). The court noted the death of John W. Elrod, one of the executors of J. C. Elrod (deceased). The court awarded the complainants the sum of \$4065.28 from Nancy Elrod, executrix of J. C. Elrod (deceased), to be paid out of the goods and chattels, lands and tenements of her intestate and if there remained a balance due, Nancy Elrod was to be liable in her own right.

1850 Rutherford Co., TN Census, Trimbls Dist.: James C. Elrod, 33 KY; Nancy B. Elrod, 21 AL; Mary E. Elrod, 3; John W. Elrod, 1.

Trimble Church Cemetery: James Clem Elrod, 1816 - 1868. John W. Elrod, 1848 - 1870

348. Elrod, M[ary] J. Died May 1860, unknown.

Rutherford Co., TN US Census Mortality Schedules: M[ary] J. Elrod, 18, died May 1860 of consumption.

1850 U. S. Federal Census, Trimbls Dist. Thomas Elrod, 30 Farmer; Mary Y. Elrod, 28; Mary J. Elrod, 8; Nancy Elrod, 6; Martha Elrod, 4; Robert Elrod, 2.

349. Embry, Martha [Rouse] (colored) vs Edmond Embry, alias Peters (colored) – Divorce

April 2, 1874, Circuit Court: The defendant abandoned the plaintiff and stayed away for more than two years. A decree of divorce was issued.

Rutherford Co., TN Marriage records: Edmond Embry married Martha Rouse on September 14, 1855. (Free persons of color)

350. Espey, John Died November 8, 1865, intestate. [Cont'd from Vol. III].

February term, 1866, County Court: Petition of Esther M. [Cook] Espey, widow of John Espey (deceased), of Samuel Espey, and also the petition of John M. R. Clark, administrator of said deceased. John Espey had died November 8, 1865. He left a widow, Esther M. Espey and a son, Samuel E. Espey. There had been another son, William O. Espey, who had been gone for over twenty years. When last heard from, he was a single man living in Missouri. The petitioners alleged that he had long since died but they were not positive. He had regularly communicated with his family but for the last seven years they had not received any correspondence. The intestate had owned a tract of land which had been surveyed at 128 acres and the commissioners set aside 58 acres including mansion house and outbuildings as the widow's dower.

Rutherford Co., TN Marriage Records: John Espey married Esther Mariah Cook on September 25, 1837.

1850 Rutherford Co., TN Census: John Asby, 70 NC; Esther Asby, 37; Samuel Asby, 12; Robert Asby, 6; Esther Billington, 50 NC.

1860 Rutherford Co., TN Census: John Espey, 69 NC; E. M. Espey, 48 (f); S. Espey, 22 (m); N. M. Espey, 22 (f); I. M. Espey, 2 (m); M. E. Espey, 1 (m).

351. Espey, Robert Died on June 4, 1872, intestate.

July 1, 1872, County Court: The court noted the death of Robert Espey and appointed Samuel M. Weakley as administrator of the estate. John C. Espey and Hick Weakley provided part of the security. Hick Weakley was appointed guardian for Sarah E. [Ella] Espey and Mary C. "Mollie" Espey, minor children of Robert Espey (deceased). Commissioners were appointed to set apart sufficient provisions for one year for Sarah E. Espey and Mary C. Espey, minor children of Robert Espey (deceased). **Note:** The estate must have been sizable as the administrator gave a bond for \$10,000 and the guardian gave a bond for \$14,000.

August 5, 1872, County Court: J. [John] C. Espey, William Espey, T. [Thomas] J. Aldrich & wife, Lou A. [Espey] Aldrich, vs Ella Espey, Mary C. Espey, minors with guardian, Hick Weakley. Robert Espey had died in June 1872. The petitioners and defendants were heirs of Robert Espey (deceased) and were entitled to equal shares of three tracts of land containing about 640 acres. Commissioners were appointed to set apart to J. [John] C. Espey, W. [William] Espey, Lou [Espey] Aldrich, [Sarah] Ella Espey and Mary Espey their one-fifth share of said lands.

August 15, 1872, County Court: The commissioners reported that they had allowed the two minor children \$180 each for the coming year, an amount equal to what it would cost to board them.

September 2, 1873, County Court: S. M. Weakley, administrator, submitted an inventory of the estate that contained numerous notes and accounts due and a list of property sold at auction on July 13, 1872.

February 2, 1874, County Court: John C. Espey, W. J. Espey, T. J. Aldrich and wife, Lou A. [Espey] Aldrich vs S. [Sarah] E. [Ella] Espey, M. [Mary] W. Espey and their guardian H. [Hickman] Weakley. Commissioners appointed in August 1872 reported they had set apart for John C. Espey, 86 acres; W. [William] J. Espey, 211 acres; Lou A. [Espey] Aldrich, two parcels totaling 137 acres; S. [Sarah] E. Espey, 86 acres and Mary W. Espey, 138 acres, their respective shares of the real estate.

February 4, 1874, June 9, 1875, May 6, 1876, May 6, 1878, October 9, 1878, County Court: Hickman Weakley, guardian for Mollie Espey and Ella Espey, minor heirs of Robert Espey (deceased), made a settlement with the court.

July 14, 1874, Circuit Court: S. [Samuel] M. Weakly, administrator of Robert Espey (deceased) vs James H. Hunter. A jury found that the defendant was indebted to the plaintiff in the amount of \$1111.61 and the plaintiff was indebted to the defendant in the amount of \$883.05. The court considered that the plaintiff recover of the defendant the sum of \$228.56.

July 21, 1875, Circuit Court Enrolling Docket #7, pg. 382: Hick Weakley, guardian vs T. J. Aldrich, principal and John C. Espey and William J. Espey, securities. The plaintiff sued for \$400 for rent of Ella Espey's house, farm, gin and other buildings. The defendant was also to repair the cellar and steps to the house. The defendants had no personal property so a levy was made on a 100 tract of land owned by W. J. Espey. The land was condemned for sale for payment of debts.

September 9, 1875, April 6, 1876, County Court: Samuel M. Weakley, administrator of Robert Espey (deceased), made an estate settlement with the court. There was a balance due the estate of \$1554.01 in 1875.

March 20, 1877, Circuit Court: Hickman Weakley, guardian for Mollie Espey and Ella Espey, minor children of Robert Espey (deceased) vs John Nevels. The court clerk as receiver was ordered to sell the attached crop of the defendant to pay a judgment of \$657.65 plus costs. The sale of the attached crop realized \$371.75 after expenses.

September 10, 1877, Chancery Court: Sarah E. Espey and Mary C. Espey, minors by next friend, W. J. Espey vs Hickman Weakley, guardian and S. [Samuel] M. Weakley, et al. Sarah E. Espey was 20 years old and Mary E. Espey was 18 years old. The former owned about 80 acres of land and her sister owned about 138 acres. They also owned some stock in the Nashville & Chattanooga Railroad. Their guardian had leased their lands for 1873-1876 and had it leased for 1877. The dispute was about the accounting of the land rent and dividends from the railroad stock. Their guardian had also obtained two judgments and execution had been issued on the judgments and had been levied on the land of W. J. Espey. The land was sold by the sheriff and their guardian purchased the land for the amount of the judgments and costs. The complainants also alleged that the administrator of Robert Espey (deceased) had funds belonging to the estate of which the complainants were distributees. They also charged their guardian with selling off woods from the estate of the complainants and that rails had been moved from the premises of Mary C. Espey and placed on other premises. They alleged their guardian failed to pay their school expenses and had allowed an insolvent person to rent their property for 1874 & 1875 without any written agreement. The complainants prayed for an accounting of their estate and an injunction to prevent their guardian from receiving any further funds on their behalf. The defendants answered the charges and the court accepted their answer and refused to appoint a receiver for their estate.

March 6, 1878, County Court: Samuel L. Weakley, administrator of the estate, made an estate settlement with the court. Under the payments there was an amount of \$298.65 paid to W. J. Espey for the amount due him from his father, Robert Espey (deceased), who was in his lifetime his guardian and money received from the estate of Joshua Clay (deceased) of Haywood Co. per settlement made with a former clerk of the Rutherford County Court on April 12, 1860. There was an amount of \$278.28 paid to J. C. Espey for the amount due him from his father, Robert Espey (deceased), who was in his lifetime his guardian and money received from the estate of Joshua Clay (deceased) of Haywood Co. per settlement made with a former clerk of the Rutherford County Court on April 12, 1860.

September 5, 1878, County Court: Hickman Weakley, guardian for Mollie [Mary] Espey, minor child of Robert Espey (deceased), tendered his resignation and made a settlement with the court. The court appointed John C. Ferris as the new guardian.

October 14, 1878, Chancery Court Enrolled Cases #9, pg. 485. W. J. Espey; Sarah E. Espey; L. A. [Espey] Aldrich, wife of Thomas J. Aldrich, by next friend, John C. Ferris, all of Rutherford County vs Samuel M. Weakley, administrator of the deceased; John C. Espey, Thomas J. Aldrich and Hickman Wealey, the last three were securities for Samuel M. Weakley, the administrator of the intestate. Robert Espey had died on June 4, 1872, intestate. Samuel M. Weakley had been appointed the administrator and the plaintiff alleged that there had been several irregularities in the payments on several supposed accounts and prayed the court to order a complete accounting of the administration of the estate.

June 7, 1880, County Court: John C. Ferris, guardian of Mary "Mollie" W. Espey, a minor child of Robert Espey (deceased), made a final settlement with the court. Mary W. Espey had become of age on May 28, 1880.

Rutherford Co., TN Marriage records: Robert Espy married Lucinda Byles on July 31, 1823. Robert Espy married Mary C. Wade on October 30, 1850. Thomas Aldridge married Lou A. Espey on February 1, 1870.

1850 Rutherford Co., TN Census, Jefferson Dis.: Robert Espey, 52; John C. Espey, 10; Robert A. Espey, 8; William J. Espey, 2.
1860 Rutherford Co., TN Census, Dist. 6 (Jefferson): Robert Espey, 62; M. Espey (f), 22; John Espey, 22; W. J. Espey (m), 12; R. A. Espey (f), 8; S. A. Espey (f), 5; M. Espey (f), 1.
1870 Rutherford Co., TN Census, Dist. 6 (Jefferson): Robert Espey, 72; John Espey, 30; William Espey, 22; Sarah Espey, 13; Mary C. Espey, 11.

Espey Cemetery, Jefferson Pike: Robert Espey, born ca 1798 - died ca 1871, married July 31, 1823, Lucinda Byles/Biles, died ca 1848. John Clay Espey, Co. E. 20th Tenn. Inf. [no dates]. Robert A. Espey, son of Robert & Lucinda Espey, born ca 1842, [died before 1860?]

352. Fain, Mrs. Mary Elizabeth Died July 1876 in Davidson Co., TN, intestate.

November 27, 1876, County Court: David N. Fain of Davidson Co.; William G. Fain of Rutherford Co.; Richard W. Fain & Alice J. Fain of Davidson County; James Enochs and wife, Lucinda [Fain] Enochs; Malissa H. Fain of Franklin Co.; Alfred Eaton and wife, Mary [Fain] Eaton of Moore Co.; William Wilson and wife, Nancy [Fain] Wilson, Kentucky vs Lockie A. Fain of Franklin Co.; and Maggie Harris of Rutherford Co. Elizabeth Fain had died in July 1876 in Davidson Co.. The petitioners whose name was Fain were children of the deceased. Lockie A. Fain was also a daughter. Maggie Harris was the only child of a deceased daughter. David N. Fain, William G. Fain and Elizabeth Fain (deceased) had jointly owned about 300 acres when she died. David N. Fain and William G. Fain were each entitled to eleven-thirtieths of the real estate and the other heirs were each entitled to one-tenth of the remainder that had belonged to the intestate.

January 3, 1877, County Court: David N. Fain vs Lockie A. Fain and Maggie Harris, minors. David N. Fain and William G. Fain were heirs at law of Elizabeth Fain (deceased) and were entitled to eleven-thirtieths each of a 300 acre tract of land. The court appointed commissioners to set apart the petitioner's shares and the remaining eight-thirtieths was to be divided among the other heirs of Elizabeth Fain (deceased). The court determined that all heirs of the deceased were before the court except the heirs of Thomas Fain (deceased) and no one knew if he had left any living heirs.

February 8, 1877, County Court: David N. Fain & others vs Lockie A. Fain and Maggie Harris. Commissioners had partitioned the land of Elizabeth Fain (deceased) as follows: Lockie Fain and Maggie Harris, 135 acres; William Fain, 42 acres; and David Fain, 123 acres.

November 10, 1881, County Court: R. W. Fain of Davidson Co.; Alfred Eaton & wife, Mary C. [Fain] Eaton of Moore Co.; John T. Enoch and wife, Sarah L. [Fain] Enoch of Franklin Co.; William Wilson and wife, Nancy J. [Fain] Wilson of Rutherford Co.; Henry Osborn and wife, Melissa [Fain] Osborn, Alice Fain and Lockie A. O. Fain of Bedford Co.; David N. Fain and William G. Fain of Rutherford Co.; vs Margaret "Maggie" E. Harris, a minor and her father, Richard A. Harris of Rutherford Co. A guardian ad litem had been appointed for Margaret E. Harris, a minor. The clerk had been instructed to gather additional information regarding this suit and had found the 143 acres land was not susceptible to partition into eight shares as some would be without wood or water. The clerk valued the land at \$8 per acre. Mrs. Mary E. Fain had died in July 1876. She left surviving her to wit: R. W. Fain; Mary E. [Fain] Eaton; Sarah L. [Fain] Enoch; Nancy J. [Fain] Wilson; Melissa [Fain] Osborn; Alice Fain; Lockie A. O. Fain; Martha E. [Fain] Harris (deceased) wife of Richard A. Harris who died in 1870 leaving a child, Margaret "Maggie" E. Harris, age 14. Mrs. Mary E. Fain left two other sons, David N. Fain and William G. Fain, who had already received their respective shares of the land and had no further interest in their mother's estate. The intestate died owning a tract of 143 acres. She had no administrator and left no debts. The court found that the land could not be fairly partitioned and ordered it sold for a minimum of \$7 per acre and the proceeds divided.

December 20, 1881, County Court: R. W. Fain, et al vs Margaret E. Harris et als. The land had not sold at \$7 per acre and the clerk after taking testimony from neighbors lowered the price to \$4.50 to \$5 an acre, and sold on January 21, 1882 for \$4 per acre.

January 16, 1885, County Court: The death of Mrs. Malissa [Fain] Osborn was noted by the court. Her husband, H. P. Osborn and her two children, Alice E. Osborn and Hattie Osborn, were her only heirs at law.

Rutherford Co., TN Marriage records: Richard A. Harris married Martha E. Fain on November 10, 1867. William J. Wilson married Nancy J. Fain on June 23, 1853. R. W. Fain married M. E. Nance on February 20, 1868.

Williamson Co., TN Marriage records: R. W. Fain, Jr. married Anna C. Walker on January 19, 1870

1860 Bedford Co., TN Census, Western Div. Dist.7: R. W. Fain, 51, Editor; E. Fain, 48; W. G. Fain (m), 19; Martha Fain, 16; R. Fain (m), 15; M. W. Fain (f), 12; D. N. Fain (m), 10; Alice J. Fain, 7; L. A. Fain (f), 2.

1870 Rutherford Co., TN Census, 12th Dist. (May): Richard Fain, 62, Physician; Elizabeth Fain, 59; William Fain, 29; Melissa Fain, 22; David Fain, 20; Alice Fain, 16; Locky Fain, 12; Richard Fain, 25; Anna Fain, 23.

353. Farless, George Washington vs Araminta [Reed] Farless – Divorce

November 13, 1873, Circuit Court: The defendant had abandoned the petitioner on August 19, 1870. The court issued a decree of divorce.

Rutherford Co., TN Marriage records: Washington Farless married Minta Reed on May 29, 1870.

354. Farmer, John Died before April 3, 1876, intestate.

April 3, 1876, County Court: Garland Anderson received \$5 for holding an inquest over the body of John Farmer (deceased).

355. Farmer, Mrs. Sarah Died before April 7, 1873, unknown.

April 7, 1873, County Court: The coroner was allowed \$5 for holding an inquest over the body of Mrs. Sarah Farmer (deceased).

1870 Rutherford Co., TN Census, Dist. 23 (Youree's): Sarah Farmer, 78 GA was living with John and Lucy Hutchins and family.

356. Farmer, Thomas Died before April 4, 1870, unknown.

April 4, 1870, County Court: Dr. J. S. Poyner was allowed the sum of \$5 each for making post mortem examinations over the bodies of A. C. Lippens, Thomas Farmer, Thomas Swafford and Fred Tucker (colored).

357. Ferrell, Charles A. Died before October 2, 1876, intestate.

October 2, 1876, County Court: The court noted the death of Charles A. Ferrell and appointed M. [Medford] F. Caffey as administrator of the estate. Eliza [Carnahan] Ferrell provided part of the security for his bond. Commissioners were appointed to set aside to Eliza [Carnahan] Ferrell, widow of the deceased, provisions for one year.

October 2, 1876, County Court: F. A. McKnight was allowed \$5 for holding an inquest over the body of C. A. Ferrell (deceased).

March 20, 1877, Circuit Court: Medford F. Caffey, administrator of Charles A. Ferrell (deceased) for the use and benefit of the heirs of the deceased vs James Carnahan, Burton Litton Carnahan, Eagleton Carnahan and Stephen N. Stacey. The defendants were non residents of Tennessee. The plaintiff had obtained an attachment on the defendants' interest in a tract of land that descended to them from their father, Andrew Carnahan, and on which their mother, Mrs. Elizabeth Carnahan, then resided. If the defendants did not appear at the July 1877 session of the court, or the court would proceed ex parte.

July 9, 1877, Chancery Court: **James Carnahan, Burton Carnahan and Eagleton Carnahan had killed Charles A. Ferrell in 1876** and had fled the state. The administrator was suing for \$5000 in damages.

July 10, 1877, Circuit Court: Medford F. Caffey, administrator of Charles A. Ferrell (deceased) and Eliza [Carnahan] Ferrell for the use of herself and seven minor children to wit: Laura Ferrell, Martha C. Ferrell, William F. Ferrell, H. A. F. Ferrell, Thomas A. Ferrell, James G. Ferrell and Susan C. Ferrell vs James Carnahan, Burton Litton Carnahan, Eagleton Carnahan. The defendants made default and the court awarded the plaintiffs such damages as they had sustained based on the declaration and the court issued a writ of inquiry to determine the amount of damages.

November 16, 1877, Circuit Court: A jury awarded the plaintiffs damages in the amount of \$5000. The attachment was on a tract of 140 acres on which the defendants owned a one-seventh interest each. The sheriff was ordered to expose the land for sale.

June 9, 1880, County Court: M. F. Caffey, administrator of Charles A. Ferrell (deceased), made a final estate settlement.

Rutherford Co., TN Marriage records: Andrew Carnahan, Jr. married Elizabeth McCrary on February 22, 1844. William Carnahan married Elizabeth Whitfield on March 8, 1843. Charles Ferrell married Eliza Carnahan on November 23, 1864.

1850 Rutherford Co., TN Census, Yourees Dist.: William Carnahan, 37; Elizabeth Carnahan, 30; Eliza Carnahan, 6; Martha Carnahan, 1; Malvina Whitfield, 15; Willis Whitfield, 23, AL.

1880 Rutherford Co., TN Census, Dist. 23 (Yourees): Eliza Ferrel, 37; Mary L. Ferrel, 16; M[artha] C. Ferrel, 14 (f); W[illiam] F. Ferrel, 12 (m); Hattie Ferrel, 10; T[homas] A. Ferrel, 8 (m); J[ames] G. Ferrel, 6 (m); Susan Ferrel, 4.

Thyatira Church Cemetery: Eliza Carnahan Ferrell, wife of Charles A. Ferrell, 26 May 1844 - 6 Nov 1907.

358. Finch, Adam Died before November 7, 1859, intestate. [Cont'd from Vols. II & III].

Note: Adam Finch married Casha R. Jarratt on January 7, 1851. Minor children at the time of death: Richard Finch, Sarah J. Finch, George Finch. Administrator: John F. Blair.

November term, 1867, Circuit Court Enrolling Docket #4, pg. 13: John F. Blair, administrator of A. Finch (deceased) sued Henry Gregory for non payment of a note executed by him on September 12, 1865 for \$1098.08. The plaintiff won and was awarded an additional \$171.94 interest.

March 3, 1875, County Court: E. W. Owen, guardian for George Finch & Richard Finch, minor children of Adam Finch (deceased), made a settlement with the court. There was a balance due wards of \$1232.77.

December 6, 1875, County Court: E. W. Owen, guardian for George Finch, minor child of Adam Finch (deceased), made a final settlement with the court. The ward had a balance due of \$1200.45.

359. Finch, John W. Died before October 15, 1827, intestate. [Cont'd from Vols. I & II].

Note: The name JOHN TENCH has been mixed with the name JOHN FINCH.

Undated, probably 1853, County Court: Josiah Davidson and wife, Mary "Polly" [Finch] Davidson; George Finch; John Noe and wife, Elizabeth [Finch] Noe; Adam Finch; Sally [Finch-Vardell] Howell; Jarratt Finch, James Finch, Sally N. Finch, and Adam Finch and Judith Finch and John A. Finch by their guardian, Etheldred Owens; Etheldred Owens and wife, Elizabeth [Hill-Finch] Owens vs Henry Finch. The petitioners stated that Mary [Finch] Davidson, George Finch, Elizabeth [Finch] Noe, Adam Finch and Sally [Finch - Vardell] Howell were the children of John W. Finch (deceased). Jarratt Finch, James Finch, Sally N. Finch, Adam Finch, Judith Finch, and John A. Finch were the children of Jarratt Finch (deceased) and Elizabeth [[Hill - Finch] Owens was the widow of Jarratt Finch and as such was entitled to dower from his share of the estate. The deceased had received Grant #55 from the State of Tennessee, dated October 13, 1824, that contained about 50 acres and Grant #2242 from the State of Tennessee, dated October 20, 1825, that contained 25 acres. The intestate also owned a tract of 110 acres purchased in 1824. Jarratt Finch had died after his father. Sarah Finch, widow of the deceased, was very old and her life estate would soon revert to the descendents. The petitioners argued that the land could not be equitably partitioned. Henry Finch, defendant, was not a resident of Tennessee. They prayed for a decree to sell the land including the dower for partition. The value of the dower was to be vested with Etheldred Owens and wife.

December 5, 1853, County Court: The land had been divided into twenty lots, one lot contained 137 acres and the remaining lots contained between 5 and 12 acres.

March 5, 1856, County Court: The court clerk reported that most of the notes given to purchase land had been paid and the court ordered that the money be distributed among the heirs on a pro rata basis after paying expenses.

360. Fleming, J[ames] M. Died July 1859, intestate. [Cont'd from Vols. II & III]

U. S. Federal Census Mortality Schedules: J. M. Fleming, 25, single, born in PA, millright, died in July 1859 of Typhoid Fever.

1850 Rutherford Co., TN Census, Murphy Dist: James E. Fleming, 46 farmer; Letty Fleming, 43; James M. Fleming, 17; Mary A. Fleming, 21; Martha Fleming, 14; Manerva, 12; Emily Fleming, 18; Margaret Fleming, 10; Richard H. Fleming, 7; Dasha Fleming, 5; Clem Fleming, 2.

361. Fleming, Jane Died January 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: Jane Fleming, 22, died January 1850 of consumption.

362. Fleming, Sallie D. [Hoover] vs E. [Eli] G. Fleming – Divorce.

July 22, 1875, Circuit Court: The defendant was enjoined from disposing of the crop and James Isham was enjoined from paying over to the defendant any monies on the claim against him in favor of the defendant.

Tennessee State Marriages, 1780-2002: E. G. Fleming married Sallie D. Hoover on May 30, 1872 in Bedford County.

363. Fletcher, Andrew J. Died May 13, 1871, intestate.

May 24, 1870, Chancery Court: Thomas Spain & wife vs Emma E. Smith, Addie D. Smith and Mary Florence Smith. The defendants were minors and a guardian ad litem was appointed for them. Additional defendants, Burrel D. Fletcher and Andrew J. Fletcher, had failed to appear in court and the bill was taken as confessed as to them.

June 5, 1871, County Court: The court noted the death of Andrew J. Fletcher and appointed E. [Edwin] H. Ewing as administrator of the estate. J. W. Ewing provided part of the security.

August 7, 1871, County Court: Commissioners were appointed to set apart to Mrs. Florence [Ewing] Fletcher, widow of the intestate, provisions sufficient for one year.

November 4, 1871, Chancery Court: Thomas Spain & wife, Mary D. [Smith] Spain vs Emma E. Smith, Adelaid D. Smith, Mary F. Smith, Andrew J. Fletcher and Burrel D. Fletcher. The court noted the death of Andrew J. Fletcher who left as heirs at law two minor children, Edwin Fletcher and Mary D. Fletcher. The court ordered the bill revived against the children of the deceased.

November 7, 1871, County Court: Andrew J. Fletcher died May 13, 1871. Edwin H. Ewing, administrator of the estate, submitted an inventory of the personal estate of the deceased and the sale of same to the widow, Mrs. Florence [Ewing] Fletcher. The administrator noted that he already had notice of debts over \$5000 and there were not funds in the estate to cover them but he would pay them.

January 27, 1872, County Court: Commissioners reported they set aside provisions sufficient for one year for the widow.

Rutherford Co., TN Marriage records: Andrew J. Fletcher married Florence Ewing on October 2, 1866.

1870 Rutherford Co., TN Census, Dist. 21 (Flemings): A. J. Fletcher, 29; Florence Fletcher, 28; Edwin Fletcher, 2; Mary Fletcher, 8 months.

Evergreen Cemetery, Murfreesboro: Andrew J. Fletcher, 22 Feb 1841 - 13 May 1871.

364. Fletcher, William C. Died before June 25, 1867, intestate [Cont'd from Vol. III].

June 25, 1867, Circuit Court Enrolling Docket, pg 340: James G. Woods, executor of W. C. Fletcher (deceased) vs F. [Franklin] W. Rankin & others. Plaintiff sued for non-payment of a note for \$4300 dated August 26, 1856. A jury awarded \$4300 plus \$6003.82 for interest.

365. Flowers, Joseph Died July 1849, intestate. [Cont'd from Vol. I].

U. S. Federal Census Mortality Schedules: Joseph Flowers, 38, married, died in July 1849 by drowning.

Rutherford Co., TN Marriage records: Joseph/Josiah Flowers married Cynthia Lannom on October 22, 1832.

1850 Rutherford Co., TN Census, Sanders Dist.: Cynthia Flowers, 39 head of household; James Flowers, 16; William M. Flowers, 14; Green B. Flowers, 13; Sarah Flowers, 12; Andrew J. Flowers, 10; Thomas Flowers, 9.

366. Floyd, Drury [Jr.] Died September 1868, testate. [Cont'd from Vol. III].

June 9, 1880, County Court: Mrs. Sarah [Dyer] Floyd, guardian of Mary Floyd, Irene Floyd & Benjamin R. Floyd, minor children of B. [Benjamin] W. Floyd and heirs at law of Drury Floyd (deceased), made a settlement with the court.

August 9, 1881, County Court: E. [Ellsworth] P. Scales, executor of the estate, made a supplemental settlement of the estate with the court. There was \$203.40 in receipts from the estate of A. J. and Johnson Wood (deceased) through the Chancery Court at Lewisburg.

367. Floyd, James H. Died September 20, 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: James H. Floyd, 27, married, died in September 1849 of Typhoid Fever.

Floyd Cemetery, Floyd Rd.: James H. Floyd, son of Jones & Esther Floyd, 7 Dec 1820 - 20 Sep 1849.

Rutherford Co., TN Marriage records: James H. Floyd married Martha Louisa Lawrence on March 7, 1844.

368. Floyd, James P. Died in July 1876, intestate.

Note: Son of Richard J. Floyd, died 1853 - see Vol. II and below.

August 9, 1876, County Court: The court noted the death of James P. Floyd and appointed Mrs. C. [Cecelia] S. [Overall - Jones] Floyd as administratrix.

September 4, 1876, County Court: The court appointed commissioners to set apart to Mrs. C. S. [Overall - Jones] Floyd, widow of the deceased, support sufficient for one year.

November 10, 1876, County Court: The administratrix presented to the court an inventory of the deceased's estate.

July 18, 1878, County Court: Cecelia S. [Overall - Jones] Floyd, administratrix vs Richard F. Floyd; M. M. Odom and wife, Sarah E. [Floyd] Odom; Clementine M. Floyd; James P. Floyd [Jr.]; Isaac R. Floyd; Martha S. Floyd; Minos L. Floyd; Lucretia H. Floyd and John R. Floyd. James P. Floyd died in July 1876. The defendants above were his children except M. M. Odom. The widow had suggested to the court that the estate was insolvent. Debts exceeded \$600 and there no personal assets. The intestate owned 160 acres in Cannon Co. that was in litigation. He also owned two houses and lots in Auburn, Cannon Co. The petitioner much preferred to sell the real estate in Auburn instead of the farm in Cannon Co. should they retain it.

August 5, 1878, County Court: C. S. Floyd, administratrix, vs Richard F. Floyd and others. The defendants Clementine Floyd, James P. Floyd [Jr.], Isaac R. Floyd, Martha S. Floyd, Minos L. Floyd, Lucretia Floyd, and John R. Floyd were all minors and a guardian ad litem was appointed for them. Clementine Floyd had not been served so the case was postponed until she could be served.

August 7, 1878, County Court: C. S. [Overall - Jones] Floyd, administratrix vs Richard F. Floyd and others. Richard F. Floyd, M. M. Odom and wife, Sarah E. [Floyd] Odom, had been served and failed to appear. The cause was taken as confessed and an ex parte hearing scheduled.

September 5, 1878, County Court: C. S. [Overall - Jones] Floyd, administratrix vs Richard F. Floyd and others. The indebtedness of the estate was over \$600 and there were two lots in Murfreesboro valued at \$500 and \$300 respectively. The court ordered the lots sold to pay the debts.

October 9, 1878, County Court: C. S. [Overall - Jones] Floyd, administratrix vs M. M. Odom & wife and others. The commissioner that handled the sale reported that the larger lot brought \$300 and the other sold for \$100.

December 4, 1878, County Court: C. S. [Overall - Jones] Floyd, administratrix vs M. M. Odom & wife and others. After the report of October 9, 1878, S. C. Odom had advanced the bid on the lot by ten percent so the court left the bidding open until November 29, 1878. The lot went for \$121.10.

April 10, 1879, County Court: Mrs. C. S. [Overall - Jones] Floyd, administratrix of the estate of J. P. Floyd (deceased), made a settlement with the court.

February 8, 1881, County Court: Cecilia S. [Overall - Jones] Floyd vs M. M. Odom and wife et al. The purchase money for two lots in Auburntown, Cannon Co., \$181.50, had been paid. The balance of the fund was to be used to pay creditors.

June 6, 1881, County Court: J. A. Sanford was appointed guardian of James Floyd & Clementine Floyd, minor children of J. P. Floyd (deceased). T. J. Duggin was appointed guardian of I. [Isaac] R. Floyd, Mattie Floyd, Minos Floyd, Lula [Lucretia] Floyd and John R. Floyd, minor children of J. P. Floyd (deceased).

Rutherford Co., TN Marriage records: James E. Jones married Cecelia S. Overall on May 10, 1849 [**Note:** James E. Jones died ca 1857]. James P. Jones married Martha W. Rion on March 4, 1853. J. P. Floyd married Cecilia Jones on September 1, 1863.

1870 U. S. Census, Cannon Co., TN, Dist. 11 (Barfield): James P. Floyd, 43; Cicilla Floyd, 38; Richard F. Floyd, 15; Sarah Floyd, 14; Clementine, 9; James P. Floyd, Jr., 7; Isaac R. Floyd, 6; Susan M. Floyd, 4; Minus L. Floyd, 3.

Jones Cemetery, opposite Floyd Cemetery: Cecelie S. Overall Jones Floyd, wife of Col. J. P. Floyd, & wife of James E. Jones, 8 Feb 1831 - 14 Oct 1906.

369. Floyd, Miss Nancy Died on or about June 13, 1870, unknown.

Note: Daughter of Drury Floyd, Sr., who died circa 1824.

July 4, 1870, County Court: L. L. Hendrix was paid \$5 for holding an inquest on the body of Nancy Floyd (deceased).

October 7, 1872, County Court: John H. Floyd of Williamson Co.; William Floyd of Bedford Co.; Martha A. [Floyd] Gault of Arkansas; Elizabeth [Floyd] Gault and husband, R. [Renwich] A. Gault, Franklin Co.; John Henry Floyd, Obion Co.; [Mary] Jane [Floyd] Webb and husband, Edmund Webb, Rutherford Co.; John H. Floyd, William Floyd; Tillman Floyd, Charles Floyd; Drury Floyd; Lundy Floyd; Nancy [Floyd] Mayes and her husband, John Mayes; Jane [Floyd] Kelly and husband, Enoch Kelly, all of Rutherford Co.; Josiah Floyd, Williamson Co.; William P. Floyd and Edmund Floyd, Virginia; Exparte. Nancy Floyd had died on or about June 13, 1870. She had never been married. She did leave the following siblings or their representatives who inherited her real estate in the proportions set forth to wit: #1, John H. Floyd, brother, Williamson Co., one share. #2, William Floyd, brother of Rutherford Co., one share. #3, The children of a deceased brother, Drury Floyd, one share. They were as follows: Martha A. [Floyd] Gault of Arkansas; Elizabeth A. [Floyd] Gault and her husband, R. A. Gault, Franklin Co.; John H. Floyd, Obion Co.; Jane [Floyd] Webb and her husband, Edmond Webb, Rutherford Co.; #4, The children of deceased brother, Jones Floyd, together took one share. They were as follows: John H. Floyd, William Floyd, Tillman Floyd, Charles Floyd, Drury Floyd, Lundy Floyd, Nancy [Floyd] Mays and husband, John Mays, Jane [Floyd] Kelly and husband, Enoch Kelly, of Rutherford Co. #5, Three children of deceased brother, James Floyd, together take one share. They were to wit: Josiah Floyd, Williamson Co.; William P. Floyd and Edmond Floyd of Virginia. This makes five equal shares. The intestate died with three tracts of land as follows: #1, over 95 acres. #2, over 41 acres. #3, over 78 acres. The land could not be partitioned for the heirs and was directed that it be sold.

December 3, 1872, County Court: John H. Floyd, William Floyd et al. Exparte. The commissioner reported the sale on November 7, 1872, 95 acres of real estate of Nancy Floyd (deceased) at \$6 per acre. A tract of 41 acres was sold at \$2.30 per acre.

April 6, 1875, County Court: John H. Floyd, William Floyd and other heirs at law of Nancy Floyd. Exparte. The commissioner reported that all the notes for land sold on November 7, 1872 had been paid. The court divested title from John H. Floyd, William Floyd, Martha A. Gault, Elizabeth Gault, R. A. Gault, John Henry Floyd, Jane Webb, Edmond Webb, James H. Floyd, William Floyd, Fullman Floyd, Charles Floyd, Drury Floyd, Lundy Floyd, Henry Mays, John Mays, Jane Kelly, Enoch Kelly, Josiah Floyd, William P. Floyd, Edmond Floyd and all heirs at law of Nancy Floyd (deceased) and vested title in the purchasers.

February 8, 1881, County Court: James E. Mayes was appointed guardian of Abbie Mayes, his own child and minor heir at law of Nancy Floyd (deceased).

Rutherford Co., TN Marriage records: John E. Mays married Miss Nannie Floyd on September 22, 1870.

Davidson Co., TN Marriage records: Jones Floyd married Esther Hays on May 13, 1819.

Williamson Co., TN Marriage records: Hugh M. Gault married Martha A. Floyd on October 21, 1829. Renwich A. Gault married Elizabeth N. Floyd on February 13, 1833. Edmund Webb married Mary Jane Floyd on October 25, 1848. Drury Floyd, Jr. married Ann Rowlett on June 30, 1846. Enoch B. Kelly married Jane Floyd on March 7, 1850.

370. Floyd, Richard J. Died between May 4 and June 6, 1853, testate. [Cont'd from Vol. II].

December 2, 1878, County Court: The will of Richard Floyd (deceased) will had previously been admitted for probate and the executor who qualified had died with the estate not fully administered. John A. Sanford was appointed administrator de bonis non with the will annexed. He posted a bond of \$3000.

February 3, 1879, County Court: J. A. Sanford presented the court a supplemental inventory that listed several notes due that were proceeds of land auctioned off.

May 9, 1881, County Court: J. A. Sandord, administrator de bonis non with the will annexed, made a final estate settlement.

November 12, 1881, County Court: J. A. Sanford, guardian of L. C. [Lucinda Clementine] Floyd and James [P.] Floyd, minor heirs of Richard Floyd (deceased), presented an inventory to the court.

371. Foster, John Died before February 4, 1867, intestate. [Cont'd from Vol. III].

Note: Widow was Miranda [Sanders] Foster, who died ca April 1868 - see Vol. III.

February 4, 1867, Enrolled Cases #1, pg. 255: Children of John Foster (deceased) to wit: John Foster of Davidson Co.; James Foster of Illinois; and minor children, Isaac S. Foster, Lewis G. Foster, Lucinda C. Foster, John D. Foster, and Mary F. Foster.

April 6, 1875, County Court: A. H. Sanders, guardian for David Foster, a minor heir of John Foster (deceased), made a final settlement with the court.

372. Fox, Andrew Died before August 5, 1872, testate.

Note: Son of Jacob Fox, Sr. (died ca 1830 - see Vol. I) and Elizabeth Broiles/Broyles (died ca 1850 - see Vol. II).

Will dated February 8, 1855. Will probated August 5, 1872. First: The testator directed his funeral expenses and all just debts be paid as soon as possible. Second: The testator gave and bequeathed to his sister, Rebecca [Fox - Tribble] Rawlings, \$500. Thirdly: The testator gave to his nephew, Andrew F. Rawlings, a Negro boy named John. Fourthly: The testator wanted the balance of his real and personal estate sold and equally divided among his brothers and sisters. Rebecca [Fox - Tribble] Rawlings was to have an equal share after receiving the \$500. Lastly: The testator nominated and appointed Mathias Fox as his executor.

December 8, 1874, County Court: Henry Prewit, administrator of Andrew Fox (deceased), made a partial settlement with the court. An inventory of the estate of Andrew Fox (deceased) was presented to the court. Included in the inventory was a note on Sam Fox with payments of \$123.28 due on December 25, 1873, 1874 and 1875.

December 6, 1875, County Court: Henry Prewit, administrator of the deceased, made a final estate settlement with the court. He owed the estate \$408.84. Of that, \$246.56 was due from Samuel Fox.

Rutherford Co., TN Marriage records: Samuel Fox married Mary Ann Kelton on December 20, 1860. Eli L. Tribble married Rebecca Fox on February 7, 1839. William Rawlings married [Mrs.] Rebecca Tribble on March 5, 1845.

1870 Rutherford Co., TN Census, Dist. 24 (Big Spring): Samuel Fox, 37; Mary A. Fox, 24; Martha Fox, 7; Margrett Fox, 4; Andrew Fox, 60.

373. Fox, Isaac Died before February 6, 1871, intestate

Note: The following information was provided by a Fox researcher: James Ashley lived in the Beech Grover area. He was the father of Mary Ashley. Mathias Fox had a son, Isaac William Fox, who was first married to Mary Ashley, 1850-51, evidently in Coffee Co. Mary died giving birth to Lucy Catherine Fox [sometimes incorrectly transcribed as Lucius or Lucien C.] about July 7, 1852. Isaac Fox subsequently married Elizabeth Harriet Majors in Rutherford Co. on August 16, 1854. They moved to Missouri leaving Lucy with her grandfather, Mathias Fox.

May 2, 1870, County Court: Mathias Fox renewed his bond as guardian of Lucy C. Fox, minor child of Isaac Fox and heir at law of James Ashley (deceased).

February 6, 1871, County Court: Mathias Fox, guardian for Catharine Fox (who became Catharine Knox), a minor of Isaac Fox (deceased) and heirs at law of James Ashley (deceased) [died ca September 1851 – see Vol. II] petitioned the court to be permitted to resign as guardian and he had made a settlement with the court clerk. Catherine Knox was of lawful age to choose her guardian and selected R.[Robert] N. Knox, her husband, as her future guardian. The court concurred in the resignation and appointed R. N. Knox in room and stead.

February 4, 1874, County Court: R. N. Knox, guardian for Lucy [Fox] Knox, his wife, a minor heir of Isaac Fox (deceased) and heir at law of James Ashley (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: R. N. Knox married Cattie Fox on January 4, 1871.

1880 Rutherford Co., TN Census, Dist. 18 (Fox Camp): Dr. Robert N. Knox, 33 Physician; Lucy C. Knox, 27; Sallie C. Knox, 3.

374. Freeman, Mary W. Died May 28, 1872, testate.

Note: Daughter of Asa Freeman, died 1861 - see Vols. II. & III.

Will dated April 16, 1872. Will probated June 3, 1872. Item 1st: The executor was to pay all just debts and funeral expenses. Item 2nd: The testatrix willed all her real estate to her two nieces, Louisa Ann Glenn and Martha Susan [Winn - Winsett] Jordan and heirs of their bodies. Martha [Winn - Winsett] Jordan was to get the south end including the houses and Louisa Glenn was to get the north end. The cedar land was also to be divided equally. Item 3rd: The testatrix willed to Silas Freeman Winsett, Mary Louisa Winsett, John Ebenezer Winsett and Charles Cannon Winsett, children of Martha S. Jordan, formerly Martha S. [Winn] Winsett, \$50 each in trust, the interest and proceeds only of which is to be used until they become of age. Their uncle, Jonas Winsett, was appointed trustee. Item 4th: The testatrix willed the sum of \$200 to her nephew, Joseph B. Winn. Item 5th: The

testatrix willed Martha Susan [Winsett] Jordan one feather bed, coverlet, white counterpane quilt, blanket, two sheets, pair of pillow slips and bed stand. Item 6th: The testatrix willed her sidesaddle to her niece, Zelpha A. Glenn. Item 7th: The testatrix willed that her executor have the family grave yard enclosed with a substantial picket fence to be paid for out of her estate. Item 8th: The testatrix left the balance of her estate of every description to Louisa A. Glenn. Item 9th: The testatrix nominated William T. Glenn as executor.

June 24, 1872, County Court: W. [William] T. Glenn, executor of the estate, submitted an inventory of the estate.
November 3, 1873, November 1, 1875, December 6, 1875, November 13, 1876, December 3, 1877, November 3, 1879, County Court: J. [Jonas] J. Winsett was appointed guardian of Silas F. Winsett, Mary L. Winsett, John E. Winsett and Charles C. Winsett, minor children of Silas C. Winsett (deceased) [see Vol. III] and heirs at law of Mary W. Freeman (deceased)
December 8, 1874, County Court: W. T. Glenn, executor of Mary W. Freeman (deceased), made a final estate settlement.
February 5, 1879, June 9, 1880, County Court: John A. Jordan, guardian for Freeman Winsett, Louisa Winsett, John Winsett and Charles Winsett, minor heirs of [Silas] Cannon Winsett (deceased) and heirs at law of Mary W. Freeman (deceased), made a settlement with the court.
November 7, 1881, County Court: J. [Jonas] J. Winsett, guardian of John Winsett and Charles Winsett, minor heirs of Cannon Winsett (deceased) and heirs at law of Mary W. Freeman (deceased), made a settlement with the court. Louisa Winsett was not twenty-one but was omitted from the settlement.

Rutherford Co., TN Marriage records: John A. Jordan married Martha Winsett on January 8, 1866. Silas C. Winsett married Martha S. Winn on December 23, 1856.
Williamson Co., TN Marriage records: Silas C. Winsett married Sarah "Sally" Freeman on March 18, 1812. Ebenezer Winn married Celia Freeman on May 5, 1831.

1850 Rutherford Co., TN Census, Versailles Dist.: Silas Winsett, 67 NC; Sarah Winsett, 51 NC; Penny Winsett, 33; Margaret Winsett, 31; Sarah A. Winsett, 26; Nancy C. Winsett, 22; Robert Winsett, 18; Susan Winsett, 16; Silas C. Winsett, 14; Frances Winsett, 12; Martha E. Winsett, 8.

1860 Rutherford Co., TN Census, Dist. 8 (Murphy): A. Freeman, 73 (f) NC; M. Freeman, 45 (f).

1870 U. S. Census, Williamson Co., TN: John Jordan, 25; Martha Jordan, 26; Freeman Jordan, 12; Lubell Winsett, 11; Jack Winsett, 9; Charles Winsett, 7; William Winsett [??Jordan], 3; Arch Winsett [??Jordan], 1.

1880 U. S. Census, Rutherford Co., TN: [Family #59]: John Jordan, 35; Martha Jordan, 42, wife; Mary L. Winsett, 20, daughter; John E. Winsett, 19, son; Charles C. Winsett, 17, son; William Jordan, 13, son; Archer Jordan, 10, son; Jasper Jordan, 9, son; Tabitha Jordan, 6, daughter; Coleman Jordan, 4, son; Thomas Jordan, 1. [Family #60]: William T. Glenn, 45; Louisa A. Glenn, 42, wife; Nancy W. Glenn, 16, daughter; William T. Glenn, Jr., 13, son; Mary S. Glenn, 10, daughter.

Freeman Cemetry, NE of Rehobeth Church: Mary W. Freeman, 15 Nov 1818 - 28 May 1872. Nancy Freeman, about 80 years, died 12 October 1858. S. A. [Asa] Freeman, 26 Oct 1787 - 25 Sep 1861.

Carlton Cemetry, Old Jackson Ridge Rd.: Silas Winsett, 24 Feb 1787 - 16 Aug 1867 & wife, Sarah Winsett, 19 Nov 1798 - 9 June 1870.

375. Frierson, Boney Died before June 1873, intestate.

Note: Boney Frierson was probably black. The 1870 Rutherford County census shows only one family with the name Frierson and they were black.

December 3, 1873, County Court: The court noted that Boney Frierson had been dead for more than six months and no one had applied for letters of administration. The court designated the Public Administrator to take charge of the estate.

376. Fulgham, James Died before May 6, 1874, intestate.

May 6, 1874, County Court: William Lipscomb was appointed guardian for John Robert Fulgham, a minor child of James Fulgham (deceased) and gave bond for \$4000.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 6: J. K. Fulgham, 30 store clerk; Susan Fulgham, 24; John Fulgham, 5; Sallie Fulgham, 2.

377. Fulks, Mrs. Elizabeth Died May 28, 1875, intestate.

Note: Widow of John Fulks (deceased) – see Vol. II and below

April 8, 1878, Chancery Court: Alex Tassej and wife, Sarah E. [Gumm] Tassej vs John Gum, administrator with the will annexed of John Fulks (deceased), M. A. Gum of Rutherford Co.; B. [Benjamin] F. Pinkerton and wife, Malinda [Gum] Pinkerton of Cannon Co.; A. [Arthur] A. McCrary and wife, Mary [Gum] McCrary of Rutherford Co. Mrs. Elizabeth Fulks, the widow, died May 28, 1875. Her daughter, Mrs. Mary A. [Fulks] Gum, had died sometime previously.

Rutherford Co., TN Marriage records: Robert E. Gum married Mary Ann Fulks on April 19, 1821. B. F. Pinkerton married Malinda Gum on March 24, 1856. Arther A. McCrary married Mary Gumm on April 15, 1858. Alexander Tassej married [?Sarah] Elizabeth Gumm on October 3, 1849. Wilson A. Gumm married [Mrs.] Martha A. Bowman on February 15, 1866. Medford C. Bowman married Martha Benson on January 20, 1851. **Note:** Medford C. Bowman died during the Civil War - see Vol. III].

1870 Rutherford Co., TN Census, Dist. 23: Wilson Gum, 38 Farmer; Martha Gum, 34; William Gum, 4; Sallie Gum, 3; Wilson A. Gum, 1; Amanda Bowman, 16; James Bowman, 15; Thomas Bowman, 12; Robert Fulks, 65 Black, VA; Elizabeth Fulks, 95, PA; B. L. Carnahan, 52; Sarah Carnahan, 54 NC; Martha Carnahan, 22.

1870 Rutherford Co., TN Census, Dist. 23: A. A. McCrary, 38 Farmer; Mary McCrary, 32; Joseph McCrary, 11; John McCrary, 4; George McCrary, Oct 1869

1870 Rutherford Co., TN Census, Dist. 24: Alexander Tassej, 50 Farmer; Sarah E. Tassej, 40; Mary E. Tassej, 16; Caroline Tassej, 12; Mary Tassej, 75.

1870 Rutherford Co., TN Census, Dist. 24: John Gum, 47 Farmer; Caroline Gum, 42; Samuel H. Marlin, 26; Mary Marlin, 23; Caroline Gum, 2; Julia Gum, 1.

378. Fulks, John Died about July 1856, testate. [Cont'd from Vol. II].

April 8, 1878, Chancery Court: Alex Tassej and wife, Sarah E. Tassej vs John Gum, administrator with the will annexed of John Fulks (deceased), Mary A. Gum, Rutherford Co.; B. [Benjamin] F. Pinkerton and wife, Malinda [Gum] Pinkerton, Cannon Co.; A. [Arthur] A. McCrary and wife, Mary [Gum] McCrary, Rutherford Co.. John Fulks had died in 1856, testate. James Youree, the original executor, died and John Gum was appointed administrator with the will annexed in September 1856. By the second item of the testator's will, the testator bequeathed his entire estate, real and personal, to James Youree in trust for the use and benefit of his wife, Elizabeth Fulks, who was then living, for her natural life and after her death to his daughter, Mary Ann [Fulks] Gum, and at her death to all of her children absolutely. The testator directed that his Negroes, livestock and household and kitchen furniture be placed in the possession of his wife at his death and his money be placed at interest by the trustee and the interest paid over annually. When his wife died, the testator willed that the property be placed in the control of his daughter, free from the control of her husband, and all monies were to be paid directly to her. Mrs. Elizabeth Fulks, the widow, died May 28, 1875. Mrs. Mary A. [Fulks] Gum had died sometime previously. She left surviving her the following children to wit: John Gum; Sarah E. [Gum] Tassej, wife of Alex Tassej; W. A. Gum; Malinda [Gum] Pinkerton, wife of B. F. Pinkerton; and Mary [Gum] McCrary, wife of A. A. McCrary. There was one other child, William Gum, who was killed at Fort Donaldson on February 16, 1862, never having been married. The complainants charged that John Gum never rendered any inventory of the testator's estate and never made any settlements with the court. He had sold personal property for \$160.80 and a Negro for \$1075 and he had not accounted for these funds. The children of Mary [Fulks] Gum (deceased) were entitled to the entire trust fund and prayed for the court to require John Gum to account for the fund. John Gum in his answer to the bill claimed that he had sold the Negro for Mrs. Elizabeth Fulks and was not accountable for these funds. In a deposition, W. A. Gum stated that his grandfather, John Fulks died about July 1856. He also stated that John Fulks was big and fat and could not get around very well and didn't make an effort. He added that about three years before he died, John Fulks lost his mind and his brother, John Gum, took care of his business. John Fulks (deceased) had owned between 1000 and 1100 acres of land of which only 125 acres was tillable. W. A. Gum added that his grandfather had owned about 25 Negroes that were freed during the war and most of the livestock was taken by the Yankees.

Rutherford Co., TN Marriage records: Robert E. Gum married Mary Ann Fulks on April 19, 1821. B. F. Pinkerton married Malinda Gum on March 24, 1856. Arther A. McCrary married Mary Gumm on April 15, 1858. Alexander Tassej married [?Sarah] Elizabeth Gumm on October 3, 1849. Wilson A. Gumm married [Mrs.] Martha A. Bowman on February 15, 1866. Medford C. Bowman married Martha Benson on January 20, 1851. **Note:** Medford C. Bowman died during the Civil War - see Vol. III].

1870 Rutherford Co., TN Census, Dist. 23: Wilson Gum, 38 Farmer; Martha Gum, 34; William Gum, 4; Sallie Gum, 3; Wilson A. Gum, 1; Amanda Bowman, 16; James Bowman, 15; Thomas Bowman, 12; Robert Fulks, 65 Black, VA; Elizabeth Fulks, 95, PA; B. L. Carnahan, 52; Sarah Carnahan, 54 NC; Martha Carnahan, 22.

1870 Rutherford Co., TN Census, Dist. 23: A. A. McCrary, 38 Farmer; Mary McCrary, 32; Joseph McCrary, 11; John McCrary, 4; George McCrary, Oct 1869

1870 Rutherford Co., TN Census, Dist. 24: Alexander Tasse, 50 Farmer; Sarah E. Tasse, 40; Mary E. Tasse, 16; Caroline Tasse, 12; Mary Tasse, 75.

1870 Rutherford Co., TN Census, Dist. 24: John Gum, 47 Farmer; Caroline Gum, 42; Samuel H. Marlin, 26; Mary Marlin, 23; Caroline Gum, 2; Julia Gum, 1.

379. Fulks, Piety [Rawlings] Died before October 31, 1872, intestate.

Note: In the estate settlement of Sarah Bowling, ca 1858 [see Vol. II], children and heirs were listed as: Mary [Rawlings - Fulks], wife of Aaron Prater; Neffie [Nannie Nepha Rawlings], wife of William Mankin; Frances [Rawlings], wife of James Allman; Piety [Rawlings], wife of Archibald Fulks. Note also: Sarah Bowling was Sarah Hoover, daughter of Mathias Hoover. She married William Rawlings who died in 1827 [see Vol. I]. Mary [Rawlings] first married John D. Fulks on September 8, 1824, who died 1843 [see Vol. I]. Mary [Rawlings - Fulks] second married Aaron Prater on March 8, 1845. Archibald Fulks was the son of John D. Fulks.

October 31, 1872, Chancery Court: Mary Hoover vs Aaron Prater and wife, et al. Piety Fulks, a defendant in this case had lately died. James M. Fulks was appointed administrator of the estate.

June 3, 1875, Chancery Court: Aaron Prater and wife et als vs Mary Hoover and others. All the purchase money for a tract of one hundred ten acres had been paid and a decree of title was decreed.

1870 U. S. Census, Jackson Co., TN: Archibald Fulks, 57; Piety Fulks, 56.

Note: Living next door was the family of James M. Fulks.

380. Fulks, Robert (colored) Died before August 5, 1870, intestate.

Note: From the census information, it appears that Robert Fulks may have been a slave for Elizabeth Fulks and stayed with her after emancipation.

August 5, 1870, County Court: The court noted the death of Robert Fulks (colored) and appointed W. [Wilson] A. Gum as administrator.

September 2, 1872, County Court: W. A. Gum, administrator of the deceased's estate, presented a list of the personal property sold at auction on August 24, 1872.

June 9, 1875, County Court: W. A. Gum, administrator of the deceased's estate, made a final estate settlement.

1870 Rutherford Co., TN Census, Dist. 23: Wilson Gum, 38 Farmer; Martha Gum, 34; William Gum, 4; Sallie Gum, 3; Wilson A. Gum, 1; Amanda Bowman, 16; James Bowman, 15; Thomas Bowman, 12; Robert Fulks, 65 Black, VA; Elizabeth Fulks, 95, PA; B. L. Carnahan, 52; Sarah Carnahan, 54 NC; Martha Carnahan, 22.

381. Fulton, Joshua M. Died before September 7, 1874, intestate.

September 7, 1874, County Court: The court noted the death of Joshua M. Fulton and appointed T. [Thomas] W. Reeves as administrator of his estate. He posted a \$1000 bond.

October 5, 1874, County Court: Dr. J. B. Murfree was allowed \$5 for a post mortem exam of the body of J. M. Fulton (deceased).

June 9, 1880, County Court: T. [Thomas] W. Reeves, administrator of J. M. Fulton (deceased), made a final estate settlement with the court:

382. Furgus, James Died before April 1, 1872, unknown.

April 1, 1872, County Court: The court allowed Joseph Engle \$5 for holding an inquest on the body of James Furgus.

383. Gambill, Davy (colored) Died before January 2, 1871, unknown.

January 2, 1871, County Court: John H. H. Thweatt, Esq. was allowed \$5 for holding an inquest on the body of Davy Gambill (colored).

384. Gambill, John Died between May 16 and July 3, 1843, testate [Cont'd from Vol. I & II].

Note: Husband of Hannah Gambill – see below.

March 18, 1876, Circuit Court Enrolling Docket #7, pg 574: W. [William] H. B. Gambill [son], executor of John Gambrell (deceased) et al vs Joseph John Green, executor of Hannah Gambill (deceased). There was a dispute regarding the liability of the estate of Hannah Gambill (deceased) to the estate or devisees of John Gambill (deceased). It was referred to arbitration. Joseph John Green, executor of Hannah Gambill (deceased) was ordered to pay the plaintiffs \$209 as set fourth in the will of John Gambrell (deceased) and which he charged to his wife, Hannah. The total amount was to include interest from October 1, 1873. Note: This may have been the date his wife died.

July 8, 1876, County Court: W. H. B. Gambill, surviving executor of John Gambill (deceased), made a final estate settlement.

385. Gambill, Hannah [Raney] Died probably October 1, 1873, testate.

Note: Widow of John Gambill – see above. She was the widow of Allen Raney/Rainey who died in 1831, when she married John Gambill. [see Deed Book U, p. 411]

Will dated October 29, 1866. Will probated October 8, 1873. Item 1: The testatrix gave to her grandson, Benjamin W. Bennett, 32 acres of land that she had bought from the heirs of John Gambill (deceased). Item 2: The testatrix gave to her grandson, Benjamin W. Bennett, one bed and furniture and a bay horse. Item 3: The testatrix charged the executor with paying all her debts. Item 4: The testatrix nominated Joseph J. Green Esq. to be her executor.

October 25, 1873, County Court: Joseph J. Green Esq., executor of the estate, presented a list of items sold at auction this date.

December 8, 1874, County Court: An inventory of the personal property of Hannah [Raney] Gambill (deceased) was presented.

Rutherford Co., TN Marriage records: John Gambill married Hannah Raney on April 10, 1834.

1850 Rutherford Co., TN Census, Mechanicsville: Hannah Gambill, 55 VA; Jane Hall, 21; Mary Graves, 19.

386. Ganaway, Richard B. Died before October 8, 1867, intestate. [Cont'd from Vol. III].

Note: Son of Burrell Gannaway [died 1853 - see Vol. II & III], and husband of Sarah F. "Sally" [Davis] Ganaway. On March 19, 1872 she married R. [Robert] H. Young. Administrator: William C. Harrison.

February 6, 1871, March 3, 1875, County Court: Sarah F. [Davis] Ganaway was appointed guardian for Martha S. [Susan] Ganaway, Sarah F. Ganaway and Burrell Ganaway, minor children of Richard B. Ganaway (deceased). In 1875 there was a balance of \$3277.92 due the wards.

March 20, 1875, February 7, 1876: M. [Minos] C. Jordan, trustee for Mrs. Sarah F. [Davis - Gannaway] Young, made a settlement with the court. On the later date, the trustee was indebted to Mrs. Young in the amount of \$8633.90.

December 16, 1878, Chancery Court: Minos C. Jordan, trustee for Mrs. Sarah F. [Davis - Ganaway] Young, held \$8333.33. He wanted to be removed from the trusteeship and the court agreed provided he turned over all the assets to the Clerk & Master who would be responsible for future collection of notes.

November 18, 1879, Chancery Court: R. H. Young and wife, Sarah F. [Davis - Ganaway] Young and C. M. Brooks vs Burrell Gannaway et al. The Clerk & Master investigated the title to 100 acres that R. H. Young and wife proposed to purchase as an investment of funds. The title was found to be good and most of the land was tillable. The land was valued at \$30 per acre but the owner was willing to take \$28 cash per acre. The court ruled it was manifestly to the interest of all parties, R. H. Young and wife, Sarah [Davis - Ganaway] Young, Burwell Ganaway, Susan Ganaway, Sallie Ganaway and Ernest Young that \$2800 be invested in the 100 acre tract. There were some encumbrances on the land but the owner authorized the court to pay them from the proceeds of the sale. Title was vested in Mrs. Young as trustee for her children.

October 13, 1880, Chancery Court: R. H. Young and wife, Sarah F. [Davis - Ganaway] Young and C. M. Brooks vs Burrell

Ganaway, Susan Ganaway and Sallie Ganaway, all minors, children of Sarah F. [Davis – Ganaway] Young by her former husband. R. B. Gannaway (deceased), and Ernest Young, minor, was the only child of petitioners, R. H. and Sarah F. [Davis – Ganaway] Young. Burrel Gannaway was about 17 years of age; Susan Gannaway was about 19; Sallie Gannaway was about 14 and Ernest Young was about 6 years of age. Prior to her marriage to her present husband, Sarah F. [Davis – Ganaway] Young had made a deed of trust and appointed Minos C. Jordan as her trustee. By the deed of trust, she conveyed certain notes totaling about \$8000 and the trustee was to have absolute control of the notes and the money collected on them during her natural life. If she died without disposing of the trust by will, the trustee was to pay to the three defendants named Gannaway share and share alike. In October 1878, Minos C. Jordan was denuded of his trust due to lack of security and the Clerk & Master assumed responsibility for the trust. About \$800 collected by the trustee had been invested by a decree of the court in a 100 acre tract of land. The receiver was expected to have about \$1000 in his hands in the near future. The money was drawing no interest and no one was willing to take on the trustee responsibilities. Mr. and Mrs. Young had purchased a tract of land containing 139 acres for \$28 per acre. They had executed notes for \$500 payable on January 1, 1880 and a second for \$3238 payable on January 1, 1881. They argued that this land would be a good investment for her children's money especially since it adjoined the 100 acres already owned by the children. Before ruling, the court asked for an order of reference to collect additional information about the land. In April 1881, the court confirmed the transaction and vested title in Sarah F. [Davis – Ganaway] with all restrictions and limitations contained in the trust deed.

October term, 1885, Chancery Court: R. H. Young and wife, Sarah F. [Davis – Ganaway] Young; Ernest Young; D. S. McCullough and wife, Mattie J. [Jordan] McCullough; R. T. McCullough and wife, S. R. [Jordan] McCullough; W. T. Allison and wife, Mary [Jordan] Allison; George Beasley and wife, Addie [Jordan] Beasley; C. J. Jordan; John Jordan; Minos C. Jordan; Starnes Jordan; Robert Jordan and Lula Jordan. During the April term, 1883, a contract between R. H. Young and wife and W. [William] M. Gilmore to sell a parcel of land containing 226 acres was approved. \$1950 was paid in cash and a note for the same amount was given. The Clerk & Master reported he had invested the money in land for the benefit of the Youngs and their minor children.

Rutherford Co., TN Marriage records: D. S. McCullough married Mattie J. Jordan on July 18, 1865. R. T. McCullough married S. R. Jordan on August 13, 1868. William T. Allison married Mary W. Jordan on September 14, 1864. George Beasley married E. A. Jordan on October 15, 1872.

1870 Rutherford Co., TN Census, Dist. 11: S[arah] F. Ganaway, 32 (f); M[artha] S[usan] Ganaway, 8; Burrel Ganaway, 6; Sallie Ganaway, 3.

1880 Rutherford Co., TN Census, Dist. 11: Robert Young, 55 Farmer; Sallie Young, 42; Ernest Young, 1 month; Susan Ganaway, 19; Burrel Ganaway, 18; Sally Ganaway, 14.

387. Garner, Lewis [Sr.] Died in 1863, intestate. [Cont'd from Vol. III].

November 1, 1876, Chancery Court: W. [William] B. Lillard vs Lewis Garner's heirs. As of June 6, 1872, the debts filed and allowed against the intestate's estate amounted to \$72,357.30. As of the date of this case, the administrator had \$3571.05 in hand. Payment was to be made on a prorata of twenty cents on the dollar.

April term, 1877, Chancery Court: R. [Robert] L. Howland had paid \$2900.38 with interest for 82 acres he purchased at auction. Title was divested from Louisa [Ridley] Garner, widow; William A. Ransom and wife, Sallie [Garner] Ransom; Cornelia A. Garner; Lewis G. Garner; Felix G. Miller and wife, Catharine Ann [Garner] Miller; Addie Garner; Robert Garner and others and title was vested in R. L. Howland. S. J. Cobb had paid \$1674.53 for his purchase of 47 acres and a decree of title was issued.

May 18, 1878, Chancery Court: W. [William] B. Lillard vs Heirs and creditors of Lewis Garner (deceased). W. [William] B. Lillard had purchased at auction a tract known as lot #3, containing 181 acres for \$6352.50. The purchase money had been paid in full and the title had been conveyed to W. [William] A. Ransom and James A. Ransom.

388. Garner, William N. Died September 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: William N. Garner, 22, died September 1849 of Typhoid Fever.

389. Garrett, S. [Sciota Elizabeth] E. [Holden] Died August 1859, unknown.

Rutherford Co., TN US Census Mortality Schedules: S. E. Garrett (female), 38 PA, married, died August 1859 of Consumption.

Rutherford Co., TN Marriage Records: Milton J. Garrett married Sciota E. Holden on January 2, 1840. [She was the daughter of Dennis [died 1845 - see Vol. I & II] and Sarah [Nash] Holden.]

390. Garrett, William G. Died October 27, 1874, intestate.

November 2, 1874, County Court: The court noted the death of W. G. Garrett and appointed Jesse A. Collier as administrator of his estate who gave bond for \$19,000 with N. C. Collier, John A. Collier, I. B. Collier and Joseph H. Allen as securities. The court appointed commissioners to set apart to Mrs. Kate [Puckett] Garrett, widow of the deceased, support for one year from the estate.

November 17, 1874, County Court: Commissioners reported they set apart to Mrs. Kate [Puckett] Garratt and family sufficient provisions for one year.

January 7, 1875, County Court: Kate [Puckett] Garret, widow vs Jesse Collier and others. A guardian ad litem was appointed for Thomas Garrett and Elizabeth Garrett, minors. W. G. Garrett died intestate in Rutherford County on October 27, 1874. He left a widow, Kate [Puckett] Garret, and 3 children, William B. Garrett, Thomas Garrett and Elizabeth Garrett. Real estate consisted of lots in Murfreesboro and several farms in Rutherford County. Commissioners were to set aside the dower for the widow.

March 3, 1875, County Court: The administrator of the estate of W. G. Garratt (deceased) presented to the court a list of the personal property sold at auction. There was a second auction of household items and Mrs. Kate [Puckett] Garratt, widow, purchased the entire list of items. An inventory of the estate listed numerous notes due and accounts, many for less than \$10.

April 12, 1875, Chancery Court: Jackson Todd vs J. A. Collier, administrator of W. G. Garrett (deceased), W. B. Garrett, Elizabeth Garrett and Thomas Garrett and the Savings Bank of Murfreesboro. The suit was about some land that the Savings Bank of Murfreesboro had acquired the mortgage on before becoming part of the First National Bank. In a response to the suit, Jesse A. Collier admitted the death of the intestate on October 27, 1874. He also stated the estate was insolvent and was to be administered under the appropriate laws. The intestate had been a stockholder in the Savings Bank of Murfreesboro and had become a shareholder to the amount of \$2000 in the First National Bank after the merger.

April 15, 1875, Chancery Court: Jesse A. Collier, administrator of W. G. Garrett (deceased) vs Van Hoggatt (colored) and Mrs. Kate [Puckett] Garrett, widow of the deceased, and her three children, W. B. Garrett, Elizabeth Garrett, and Thomas Garrett, the last two were minors. Prior to his death, the intestate on November 28, 1871, had sold Van Hoggatt (colored) a lot of ground for \$300 and received two notes for \$150, one due November 28, 1872 and the second due on November 28, 1873. \$69.67 had been paid on the first note and \$49.85 had been paid on the second note. The balance remained unpaid. On January 9, 1875, a judgment had been obtained for \$214.12. Since Van Hoggatt (colored) was no longer a resident of Tennessee and did not respond to the published notice, the court ordered the vendor's lein enforced and the three-quarter acre lot resold and that the administrator be allowed to bid up to the amount of money still owed.

May 5, 1875, County Court: Mrs. Kate [Puckett] Garrett vs Jesse Collier and others. In accordance with a court order from December 1874, commissioners had set apart a lot in Murfreesboro with a small frame house valued at \$1000 for the widow's homestead. The remainder of the estate was valued at \$23,350 and the widow's dower was \$7783. The commissioners set apart several lots in Murfreesboro for her dower.

May 5, 1875, County Court: Mrs. Kate [Puckett] Garrett, widow of W. G. Garrett (deceased) vs Jesse A. Collier, administrator of the estate. The administrator of the estate took exception with the commissioner's report on assignment of homestead and dower. In making the valuation of the real estate, the commissioners assigned a value of \$2500 on the residence of the deceased but when they allotted the dower, they valued the same lot at \$500 costing the estate \$2000. The administrator also raised questions about the valuation of lots in the overall evaluation of the estate against the valuation used in the assignment of the dower. The court overruled the objections and adopted the commissioner's report.

June 1, 1875, Chancery Court: W. G. Garrett (deceased), et al. Judgments for \$329.07 and \$830.69 had been obtained against the deceased in April 1874. The suit was ordered revived against the administrator and ordered the widow and children to appear at the next session of the court to show cause why the deceased's lands should not be sold to satisfy the judgments.

October 21, 1875, Chancery Court: Ira D. Miller by guardian J. W. Wade vs J. [John] L. Carney et als. In compliance with a decree of this court during April 1875 term, the Clerk & Master auctioned 11 acres of land for \$301 to Jesse A. Collier as administrator of W. G. Garrett (deceased). He gave three notes for \$101.33.

October 25, 1875, Chancery Court: B. [Benjamin] F. Puckett and W. [William] A. Puckett, executors vs Hiram Jenkins & wife. Two judgments had been rendered against W. G. Garrett (deceased) in favor of R. [Robert] T. Tompkins for \$329.87 and \$830.69 and were revived against Kate [Puckett] Garrett, widow, William B. Garrett, Elizabeth Garrett, and Thomas Garrett, the heirs of the deceased. The court ordered a venditioni exponas be issued commanding the sheriff to expose the lands of the deceased to auction to satisfy the judgments.

May 30, 1876, Chancery Court: J. A. Collier, administrator of W. G. Garrett (deceased) vs Van Hoggatt (colored) and others. On November 28, 1871, the intestate then living had sold the defendant a lot for \$300 and received two notes each for \$150 due in one and two years. Partial payment had been made on each of the notes. On January 9, 1875, judgments for \$113.11 and \$101.01 had been issued. No part of the judgments had been paid. The defendant had fled the county to evade criminal laws. The complainant asked for enforcement of his vendor lein. The defendant had until August 1, 1876, to pay the judgments or the lot would be resold.

July 5, 1876, August 2, 1880, County Court: W. [William] B. Garrett was appointed guardian of Lizzie [Elizabeth] Garrett and Thomas G. Garrett, minor heirs of W. G. Garrett (deceased) and heirs at law of Barnett Cunningham (deceased).

October 16, 1876, Chancery Court: Jesse A. Collier, administrator of Wm. G. Garrett (deceased) vs Van Hoggatt (colored). The three-quarter-acre lot originally purchased by Van Hoggatt in 1871 was resold and was purchased by Jesse A. Collier for \$100 paid in cash for his own use. A decree of title was issued.

July 2, 1877, County Court: The administrator of the estate, made a partial estate settlement with the court:

May 7, 1878, County Court. Mrs. Kate [Puckett] Garrett vs Jesse Collier and others. The Supreme Court reversed the assignment of dower. The County Court appointed commissioners and instructed them to revalue the entire estate and assign one-third of the value of the estate to the widow as her dower.

July 3, 1878, County Court: Mrs. Kate [Puckett] Garrett vs Jesse Collier and others. Commissioners reported they assigned for dower several improved lots in Murfreesboro including the home place. Aggregate value of her dower was \$7750.

February 1, 1879, Chancery Court: The Clerk & Master offered the following real estate for auction to wit: Lot #1, 148 acres. Lot #4, 133 acres of cedar land. Lot #5, 7½ acres. #6, a brick house and lot in Murfreesboro. #7, A lot in Murfreesboro. #8, An unimproved lot containing one-half acre in Murfreesboro. #9, The remainder interest in a house and lot in Murfreesboro that had been assigned to Mrs. Garrett as homestead. #10, An unimproved lot containing three-quarters of an acre. #11, A three-quarter lot with two cabins. #12, A lot on West street with a cabin. #13, A lot on the west side of West Street with a double log cabin. #14, The west half of a lot conveyed by the deceased to William Lytle by deed on January 5, 1859. Lots 10, 11, 12, 13, and 14 were assigned to Mrs. Garrett as her dower and therefore it was only the remainder interest in these properties that was offered for sale.

April 23, 1880, Chancery Court: Jesse A. Collier, administrator for W. G. Garrett (deceased) vs Kate [Puckett] Garrett and others. The purchaser of lot #19 in the Murfree addition had paid in full and the court divested title from Jesse A. Collier as administrator of the estate, Kate [Puckett] Garrett, widow, W. B. Garrett, Elizabeth Garrett, and Thomas Garrett and vested it in the purchasers.

November 1, 1880, County Court: The court noted that Jesse A. Collier (deceased) had been the former administrator of William G. Garrett (deceased) and the estate was without an administrator. William B. Garrett applied for and was appointed administrator de bonis non. He gave bond of \$1000 with Mrs. Kate [Puckett] Garrett and Miss Lizzie Garrett as his securities.

Rutherford Co., TN Marriage records: W. G. Garrett married Kate Puckett on March 1, 1865.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 4: W. G. Garrett, 45 Ireland Carriage Manufacturer \$52,500 real estate \$39,200 personal property; Kate Garrett, 30; William Garrett, 16; Lizzie Garrett, 13; Thomas Garrett, 10.

391. Gentry, Jack (colored) Died before October 5, 1876, intestate.

October 5, 1876, County Court: Kerr and Robison were allowed \$2 for burial attire for Jack Gentry (deceased – colored).

392. Gibson, John M. Died between 1860 and March 2, 1868, intestate. [Cont'd from Vol. III].

June 9, 1875, November 5, 1877, March 4, 1878, County Court: J. P. Stephenson, guardian for William Gibson, a minor heir of John M. Gibson (deceased), made a settlement with the court.

393. Gibson, R. D. Died before July 7, 1875, intestate.

July 7, 1875, County Court: W. H. Blanch, coroner, was allowed \$5 for holding an inquest over the body of R. D. Gibson (deceased).

394. Gifford, Joseph G. Died before January 7, 1873, intestate.

January 7, 1873, County Court: The court noted the death of Joseph G. Gifford and William C. Duffer was appointed administrator of the estate. William C. Duffer was appointed guardian for William B. Gifford, minor son of Joseph G. Gifford (deceased)

January 10, 1873, County Court: Commissioners set aside provisions sufficient for one year's support for Mrs. Lockie W. [Duffer] Gifford, widow.

February 2, 1873, County Court: W. C. Duffer, administrator of the estate, submitted an inventory of all goods and chattels belonging to the deceased's estate that consisted of seven notes due of which four were on people who were insolvent.

February 10, 1876, February 8, 1877, March 5, 1878, March 3, 1880, County Court: W. C. Duffer, guardian for Willie B. Gifford, a minor heir of Joseph G. Gifford (deceased), made a settlement with the court. On the date of the last settlement, the ward was attending Soule College.

March 9, 1876, March 6, 1879, County Court: W. C. Duffer, administrator of the estate, made a settlement and a prorata distribution that was approved by the court.

January 8, 1881, County Court: A. M. Overall was appointed guardian of Willie Gifford (W. C. Duffer, former guardian had died), a minor child of J. G. Gifford (deceased).

Rutherford Co., TN Marriage records: Joseph G. Gifford married Lockey W. Dugger [Duffer] on March 6, 1866.

1850 Rutherford Co., TN Census, Murfreesboro: William C. Duffer, 33 VA Merchant Tailor; Frances Duffer, 27; Mary F. Duffer, 8; Lockey, 6; Martha J. Duffer, 3; Sarah Duffer, 17.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 3: W. C. Duffer, 53 (m) VA Retail Merchant; Fanny Duffer, 47; Mattie Duffer, 22; William Duffer, 20; Lizza Duffer, 12; Ada Duffer, 6; J. G. Gifford, 33 (m) Retail Merchant; L. Gifford, 25 (f); W. B. Gifford, 5 months (m).

U. S. Civil War Soldiers, 1861-1865: Joseph G. Gifford, 2nd Regiment, Tennessee Infantry (Robison's) (Walker Legion).

395. Gilliam, Caroline [Saunders] Died January 1875, intestate.

Daughter of Mary Saunders, who died in 1849 - see Vol. I. Widow of Isham Gilliam (deceased) – see below for details.

396. Gilliam, Isham Died January 1848, testate. [Cont'd from Vol. I & II].

Note: According to the will, after the death of wife [Caroline (Saunders) Gilliam - see above], estate was to be divided between the heirs of his siblings living in Virginia: John Gilliam, Hopson Gilliam, Abner Gilliam (deceased), Edward Gilliam, Robert Gilliam, Jane [Gilliam] Davidson (deceased), Caroline Gilliam and Sarah Gilliam.

March 14, 1876, Chancery Court: Richard H. and John M. Gilliam; ___ Evans & wife, Clementine [Gilliam] Evans; Robert H. Gilliam and Mary A. Gilliam; T. J. Davidson; Thomas Davidson; Daniel Flood & wife, Mary Frances Flood; Ryland Eppes & wife, Sarah Jane Eppes; Richard Brightwell and wife, Ellen; John J. Gilliam; Robert H. Gilliam; William D. Lewis & wife, Sarah E. Lewis; Samuel A. Spencer & wife, Virginia H.; John Bondurant & wife, Mary E.; Edward Gilliam; Jesse M. Perkins & wife, Sarah Price; John W. Price, Jr. & wife, Mariah Edmonia; William Robert Gilliam, all citizens of the state of Virginia vs Virgil A. Gilliam; Philip H. Gilliam, William R. Gilliam, John R. Gilliam, Sallie J. Gilliam, Ann E. Gilliam, Richard E. Gilliam, Harriett F. Gilliam, Abner F. Gilliam and Hobson Gilliam, all minors and citizens of Virginia. Isham Gilliam died in Rutherford Co., TN, in January 1848. His will left his wife, Caroline [Saunders] Gilliam, all his estate, both real and personal, during her natural life and at her death the whole of the estate was to descend to the heirs of the testator's brothers and sisters then living in the state of Virginia, namely the heirs of John J. Gilliam; the heirs of Hobson Gilliam; the heirs of Abner Gilliam (deceased); the heirs of Edward Gilliam; the heirs of Robert Gilliam and to the heirs of his sister, Jane [Gilliam] Davidson (deceased); Caroline Gilliam and Sarah Gilliam. Richard H. Gilliam and John M. Gilliam, Appamattox Co., VA, were the only surviving children of Hobson Gilliam (deceased), who died many years previously, leaving five children. The other three children had died childless and intestate. Abner Gilliam died many years previously leaving three children, two of whom died childless and intestate. Clementine [Gilliam] Evans, the only surviving heir of Abner Gilliam (deceased), lived in Appomattox Co., VA. Mary Ann Gilliam and Robert H. Gilliam were the only children of Caroline Gilliam, the sister mentioned in the will and who died many years previously. Jane [Gilliam] Davidson also died many years previously leaving a husband, T. J. Davidson, and four children to wit; Thomas Davidson; Mary Frances [Davidson] Flood, wife of Daniel Flood; Sarah Jane [Davidson] Eppes, wife of Ryland Eppes and Ella [Davidson] Brightwell, wife of Richard Brightwell, all residents of Prince Edward Co., VA. Edward Gilliam was another brother of the testator and his children were to wit: Sarah Price [Gilliam], wife of Jesse M. Perkins; Mariah Edmonia [Gilliam] wife of John M. Price, Jr. and Julianas C. Gilliam, Virgil A. Gilliam & Sidney Lee Gilliam, the last three were minors aged 16, 14, and 12 respectively, all of Cumberland Co., VA. John J. Gilliam was another brother of the testator and his children were to wit: Robert H. Gilliam; Edward I. Gilliam; John B. Gilliam; William D. Gilliam; Lewis Gilliam and wife, Sarah E.; Virginia H. [Gilliam] Spencer, wife of Samuel A. Spencer and Mary E. [Gilliam] Bondurant, wife of John Bondurant, all of Buckingham Co., VA except the latter couple who lived in Prince Edward Co., VA. William Robert Gilliam was another brother of the testator and his children were to wit: Philip H. Gilliam; William R. Gilliam; John R. Gilliam; Sallie J. Gilliam; Ann E. Gilliam; Richard E. Gilliam; Harriett F. Gilliam; and Hobson Gilliam, minors aged 17, 16, 14, 12, 10, 8, 6, 4, and 2, who all lived in Buckingham Co., VA. Sarah Gilliam, another sister of the testator, died many years previously childless and intestate. Caroline [Saunders] Gilliam, widow of the testator, died in January 1875, in Rutherford Co., TN. The testator had owned two tracts of land adjacent to one another, one contained 210 acres and the second, 260 acres. The complainants and the defendants asked the court for an interpretation of the will as to whether the testator meant his siblings

and their descendants or strictly to the descendants of his siblings. Due to the number of heirs involved, all parties prayed for permission to sell the land and to divide the proceeds.

May 30, 1876, Chancery Court: Richard H. Gilliam and others vs Sidney Lee Gilliam and others. The estate had about 250 acres including cedar land that could not be partitioned. The court estimated it was worth about \$12.50 per acre. The court interpreted the will to vest the whole of the estate in the heirs of his brothers and sisters to wit: [same as above]. Due to the number of heirs, the real estate could not be partitioned and the court ordered the land sold.

October 16, 1876, Chancery Court: Richard Gilliam & others vs Sidney Lee Gilliam & others. The Clerk & Master auctioned on September 30, 1876, 131 acres of land for \$14 per acre and 127 acres and 26 acres for \$15.35 per acre for both tracts.

April 19, 1877, Chancery Court: Richard Gilliam & others vs Sidney Lee Gilliam & others. B. F. Hoover had paid the full purchase price for a tract he purchased at auction on September 30, 1876 for \$14 per acre. The court divested title from heirs at law of Isham Gilliam (deceased) and vested it in B. F. Hoover.

October 20, 1877, Chancery Court: R. H. Gilliam & others vs Sidney Lee Gilliam and others. William R. Gilliam was the statutory guardian of Virgil Archer Gilliam, Sidney Lee Gilliam and Gulielmus C. Gilliam, for a fund in the hands of the court going to the minors. He was also guardian for William Rivers Gilliam, Sallie J. Gilliam, Richard E. Gilliam, Phillip H. Gilliam, John Robert Gilliam, Harriet F. Gilliam, Abner F. Gilliam, Ann E. Gilliam and Hobson Gilliam. They were all children of William R. Gilliam. The Clerk & Master was ordered to pay the guardian the funds the children were entitled to.

December 5, 1877, County Court: Mrs. Virginia H. Spencer (deceased) was one of the heirs at law of Isham Gilliam (deceased).

October 23, 1879, Chancery Court: Richard H. Gilliam and others vs Sidney Lee Gilliam and others. The testator's land had been surveyed and partitioned into lots and had been sold on September 30, 1876. Stephen Griffin purchased lots 1 & 3 totaling 153 acres for \$2354.28 and gave two notes each for \$1059.65 due at one year intervals from date of sale. The first note had been paid but the second note was unpaid. Stephen Griffin had died and his administrator, J. A. Blankenship, had suggested the estate was insolvent. The estate had until November 1, 1879, to pay the outstanding note or the land would be resold; however, the administrator paid \$1130.44, the amount of the second note plus accumulated interest and the court rendered a decree of title.

397. Gillum, W. Died June 1859, unknown.

Rutherford Co., TN US Census Mortality Schedules: W. Gillum (male), 38, single, carpenter, died June 1859 of consumption.

398. Gilmore, John Davidson, Sr. Died July 4, 1875, intestate.

September 8, 1875, County Court: Nancy [Arnold] Gilmore and the heirs and distributees for John D. Gilmore (deceased). Exparte petition for dower. John D. Gilmore had died lately. Nancy D. [Arnold] Gilmore was his widow and W. [William] M. Gilmore; Franklin P. Gilmore; Mary E. (Emeline) [Gilmore] Gregory, wife of Joshua Gregory; Sarah C. [Gilmore] Miller, wife of S. [Samuel] G. Miller; Herbert Gilmore; John D. [Davidson] Gilmore [Jr.]; Grandson Gilmore and M. S. Gilmore were his children. Peter Gilmore (died ca 1858 - see Vol. II, III, & below), son of the intestate, left a son, Franklin P. Gilmore. The intestate owned a tract of 147 acres. Commissioners previously appointed to set apart the dower of the widow, set aside 80 acres.

Rutherford Co., TN Marriage records: John D. Gilmore married Nancy Arnold on January 27, 1826. Grandson Gilmore married Julia T. Davis on January 25, 1875. Josephus Gregory married Emeline Gilmore on October 10, 1848. Samuel G. Miller married Sarah C. Gilmore on September 11, 1848. William M. Gilmore married Elizabeth C. Naylor on December 20, 1855. J. D. Gilmore married Mary L. Edwards on December 24, 1868. F. P. Gilmore married Miss Lou Johnson on January 16, 1879.

1850 Rutherford Co., TN Census, Fosterville Dist.: J. D. Gilmore, 45 NC Farmer; Nancy Gilmore, 40; William Gilmore, 24; Ritna Gilmore, 22 (m); James Gilmore, 13; Hubbard [?Herbert] Gilmore, 11; [John] Davidson Gilmore, Jr. 9; Margaret Gilmore, 7; ?Scot? Gilmore, 5 (m); Grandison Gilmore, 2.

1860 Rutherford Co., TN Census, Fosterville Dist: J. D. Gilmore, 55, NC; Nancy Gilmore, 48; James Gilmore, 22; Margaret Gilmore, 21; J. D. Gilmore (m), 19; M. S. Gilmore (f), 15; Grandison Gilmore, 12; Franklin P. Gilmore, 5.

1870 Rutherford Co., TN Census, Dist. 20 (Fosterville): (Family 1) J. D. Gilmore, 66 NC; Nancy Gilmore, 59; Andrew Gilmore, 21; Franklin P. Gilmore, 17 (Family 2) Herbert Gilmore, 30; Martha Gilmore, 29.

Gilmore Cemetery, on Bell Buckle Rd. out of Fosterville: John D. Gilmore, age 71 years, 4 days, 30 June 1804 - 4 July 1875, & wife, Nancy Gilmore, 10 Apr 1809 - 13 Aug 1896.

399. Gilmore, Peter Died before April 5, 1858, intestate. [Cont'd from Vols. II & III].

Note: Son of John D., Sr. & Nancy [Arnold] Gilmore - see above.

January 5, 1876, County Court: Commissioners reported they had set aside 20 acres as the dower of Mrs. Ellen [Marlin] Gilmore, widow of the deceased.

Rutherford Co., TN Marriage Records: Peter Gilmore married Elenor Marlin on November 8, 1850. Elenor Gilmore married Richard Rutledge on December 27, 1859.

400. Glymph, G[eorge] W. Died July 1859, unknown.

Rutherford Co., TN US Census Mortality Schedules: G. W. Glimp, 28, born in PA, married, died July 1859 of consumption.

Rutherford Co., TN Marriage Records: George W. Glymph married Lucinda Ryan on January 16, 1855.

401. Goggins, Joseph S. Died before September 7, 1870, intestate.

September 7, 1870, County Court: The court noted the death of the intestate and appointed F. [Fletcher] R. Burrus as administrator.

402. Gooch, Allen G. Died before November 6, 1865, intestate. [Cont'd from Vol. III].

Note: Son of David R. Gooch, died 1854 - see Vols. II & III.

Undated, County Court: Mrs. Elizabeth [Smith] Gooch, widow, and James S. Brittain, petition. Her husband had owned an undivided two-thirds interest in a tract located on the Davidson, Williamson and Rutherford county lines that contained about 500 acres. She had never received her dower in this land.

May 15, 1876, August 7, 1878, County Court: Mrs. Mary E. [Smith] Gooch, guardian for David Gooch, James Gooch, John Gooch, Robert Gooch and Edward "Ned" Gooch, minor children of A. G. Gooch (deceased), made a settlement with the court. The estate owed the guardian \$1472.22. In 1878 the wards owed the guardian \$1618.86.

Tennessee Marriages 1851-1900: Allen G. Gooch married Mary E. Smith on April 28, 1852 in Madison County.

403. Gooch, Allen T. Died on or about August 1, 1869, testate. [Cont'd from Vol. III].

Note: Son of Dr. John Claiborne Gooch, who died 1853 - see Vols. II & III and Eliza A. [Saunders] Gooch. Allen T. Gooch married Sarah "Sallie" Goodwin on May 15, 1867. She married 2nd George R. Buchanan.

October 7, 1873, County Court: John S. Gooch was appointed guardian for Eliza A. Gooch Jr., a minor child of Allen T. Gooch (deceased). He gave bond for \$26,000 with Mrs. Eiza A. Gooch and Nat Gooch as securities.

July 27, 1875, County Court: An inventory of the deceased's estate showed \$12,997.79 worth of notes due. Jack Gooch owed \$7263.11, Nat Gooch owed \$684.13 and Mrs. E. A. Gooch owed \$3359.43.

August 23, 1875, June 6, 1877, August 7, 1878, County Court: John S. Gooch, guardian for Eliza Gooch, a minor child of A. T. Gooch (deceased), made a settlement with the court.

September 3, 1875, County Court: Nat Gooch, executor of the will of A. T. Gooch (deceased), made a final estate settlement with the court. There was a balance due the estate from the executor of \$10,760.81.

March 14, 1876, Circuit Court Enrolling Docket #7, pg. 539: J. [John] S. Gooch, guardian of Eliza A. Gooch vs R. S. Jones and his securities. The county court had found for the plaintiff in the amount of \$439.43 on an unpaid note. Execution was ordered and no personal property was found so the award was levied against a 20-acre tract of land owned by R. S. Jones. It was condemned and ordered sold for satisfaction of debt.

March 3, 1879, County Court: Eliza Gooch by next friend, George R. Blackman, vs John S. Gooch. J. S. Gooch had made a settlement with the court and tendered his resignation as guardian of Eliza Gooch. Thomas L. Dodd and George R. Buchanan were qualified as guardians in Davidson County where Eliza Gooch lived. They were appointed as her guardians. There was a balance of \$13,475.49 due the ward.

404. Gooch, Claiborne A. Died February 1872, intestate.

Note: Son of Dr. John Claiborne Gooch (deceased) – see Vol. II & III, and Eliza A. [Saunders] Gooch.

October 7, 1873, County Court: The court noted the death of C. A. Gooch and appointed John S. Gooch as administrator of the estate who posted a bond for \$12,000. Nat Gooch and Mrs. E. A. Gooch provided security.

December 24, 1873, County Court: J. S. Gooch submitted a list of rather sizeable notes that the deceased held a fifty percent interest in. The remaining fifty percent of the notes had been owned by James P. Gooch (deceased) – see below. Two of the notes had been originated by Nathaniel Gooch and J. S. Gooch.

February 4, 1874, County Court: The inventory of the property of C. A. Gooch (deceased) was presented and accepted.

November 7, 1877, County Court: J. S. Gooch, administrator of the estate, made an estate settlement with the court. There was a balance of \$5182.06 due the estate from the executor. The majority of this total had been collected from inventory. **Note:** This was the same balance due listed for James P. Gooch (deceased), his brother.

Canon/Cannon Cemetery, Smyrna: Claiborne A. Gooch, died February 1872, son of John C. & Eliza A. Gooch

405. Gooch, David Rice, Jr. Died March 1st – 3rd, 1854, testate [Cont'd from Vols. II & III].

Note: David Rice Gooch, Jr. married Talitha Mays on January 3, 1818 in Williamson Co., TN. They were the parents of Allen G. Gooch - see above.

December term, 1865, County Court: In a report by commissioners for the assignment of dower to the widow of David R. Gooch (deceased), her name is clearly written several times as **Talitha** instead of Tabitha.

January 3, 1866, County Court: Commissioners set apart to Talitha Gooch, widow of David R. Gooch (deceased) one-third of the personal property to wit: 2 plows, 2 pair gear; 2 single-trees & clevises; one sorrel horse, one bay mare; one spotted cow; one sow; 2 pigs and 12 shoats, 900 pounds of port, one-third of the money that 5 bales of cotton would bring, 8 setting chairs, 2 beds with bolsters and pillows, one bedstead, one lounge, 8 sheets, 7 quilts, six counterpains, one pair of blankets, one bureau & book case, one press, one candlestand, one small chest, one looking glass, one pair fire irons, one candlestick, one cook stove, one coffee pot, one wash tub, a water bucket, a bread tray, 2 fat stands, 36 barrels of corn, a silver watch, 1/3rd of the wheat, the family Bible, testament and hymn book, ½ dozen silver teaspoons, 10 plates, 3 dishes, 7 glass tumblers and 4 wine glasses.

406. Gooch, Henry (colored) Died before April 6, 1874, intestate.

April 6, 1874, County Court: Joseph Engles was allowed \$5 for holding an inquest on the body of Henry Gooch (colored).

1870 Rutherford Co., TN Census, Dist. 6 (Jefferson): [all Black] Henry Gooch, 30 Farm hand; Ann Gooch, 31; Kat Gooch, 14; Frankey Gooch, 12; Ester Gooch, 8; John Gooch, 6; George Gooch, 4; Robert Gooch, 3; Hattie Gooch, 1.

407. Gooch, James P. Died November 20, 1871, intestate.

Note: Son of Dr. John Claiborne Gooch (deceased) – see Vol. II & III & wife, Eliza A. [Saunders] Gooch.

October 7, 1873, County Court: The court noted the death of James P. Gooch and appointed John S. Gooch as administrator of the estate who posted a bond for \$12,000. Nat Gooch and Mrs. Eliza A. [Saunders] Gooch provided security.

December 24, 1873, County Court: J. S. Gooch submitted a list of rather sizeable notes that the deceased held a fifty percent interest in. The remaining fifty percent of the notes had been owned by C. [Claiborne] A. Gooch (deceased) – see above. Two of the notes had been given by Nathaniel Gooch and J. S. Gooch.

February 4, 1874, County Court: The inventory of the property of James P. Gooch (deceased) was presented in court and accepted for recording.

November 7, 1877, County Court: J. B. Gooch, administrator of the estate, made an estate settlement with the court. The statement listed a balance due the estate of \$5182.06. **Note:** This was the same balance due listed for Claiborne A. Gooch (deceased), his brother.

Canon/Cannon Cemetery, Smyrna: James P. Gooch, 14 Oct 1850 - 20 Nov 1871, son of John C. & Eliza A. Gooch

408. Gooch, John Claiborne, Dr. Died November 30, 1853, intestate. [Cont'd from Vols. II & III].

November term, 1855, Circuit Court Enrollment Book, pg 44: Eliza A. [Saunders] Gooch, widow of the intestate was given one-third of 623 acres that her husband had owned as her dower. Her dower was all located in Rutherford County. The intestate had also owned land in Davidson Co.. She also received slaves valued at \$8850 including two that were old and were considered a negative charge against her share. Robert S. Gooch received almost 339 acres in Davidson Co. and 75 acres of cedar land in Rutherford Co. He also received his share of the slaves including two that were valueless and reduced his share total to what it was supposed to be. The remainder of the land was not partitioned as an equitable partition was not possible.

June 6, 1877, County Court: John S. Gooch and Nat Gooch vs Mattie T. Gooch, Susan R. Gooch and Eliza A. Gooch. John S. Gooch petitioned the court to have his share of the real estate set apart for him. As guardian of Eliza A. Gooch, his position was antagonistic to that of his ward so a guardian ad litem was appointed. John C. Gooch had died in 1853. His widow, Eliza A. [Saunders] Gooch, died later. **[Note:** Eliza A. [Saunders] Gooch is buried in the Canon/Cannon Cemetery, Smyrna: 28 July 1814 - 22 Apr 1877, daughter of Cynthia Saunders, wife of Dr. John C. Gooch]. In 1866, some of his children had filed suit to have their share of the real estate set apart for them. Commissioners had set apart for James P. Gooch and Claiborn A. Gooch, sons of the deceased, their share of the land to wit: three tracts consisting of the home place that contained 504 acres; a cedar land tract that contained 161 acres and a second cedar tract that contained 178 acres. James P. Gooch and Claiborn A. Gooch had died before they reached their majority leaving no issue. Their real estate descended to John S. Gooch and Nat Gooch, brothers, each one share; Mattie T. Gooch and Susan R. Gooch, children of Robert S. Gooch (deceased), one share; and Eliza A. Gooch, daughter of Allen T. Gooch one share. Nat Gooch had conveyed his share to John S. Gooch. Commissioners were appointed to set apart for John S. Gooch one-half of the land as his share.

September 4, 1877, County Court: John S. Gooch & Nat Gooch vs Mattie T. Gooch, Susan R. Gooch et als. Commissioners had made the following partition of the land of James P. Gooch and Claiborne A. Gooch (deceased) to wit: John S. Gooch received three tracts or two shares totaling over 343 acres. Mattie T. Gooch and Susan R. Gooch received three tracts totaling 259 acres. Eliza A. Gooch received the remaining three tracts totaling 217 acres.

409. Goodman, Jethro Died between July 20 and August 7, 1876, testate.

Will dated July 20, 1876. Will submitted for probate on August 7, 1876. After his just debts were paid, the testator gave his remaining property of all kinds to C. [Claxton] L. Reed and his wife, Nancy P. [Todd] Reed. C. L. Reid was appointed his executor.

November 10, 1876, County Court: An inventory of the estate was presented to the court that listed \$611.84 in notes due.

Rutherford Co., TN Marriage Records: Jethro Goodman married Mary Good on June 9, 1839. Claxton Reed married Nancy P. Todd on January 15, 1866.

1850 Rutherford Co., TN Census, Youree Dist.: Jethro Goodman, 40 VA; Mary Goodman, 52 SC.

1860 Rutherford Co., TN Census, Youree Dist. Jethro Goodman, 50 VA; M. A. Goodman, 50 (f) SC.

1870 Rutherford Co., TN Census, Dist. 23 (Youree's): Claxton Reid, 23; Nancy Reid, 18; Belle Reid, 3; Granville Reid, 1. **[Note:** 2 families away living with the Neisbett family is Jethro Goodman, 58 NC.

410. Goodwin, Ledocia [Thompson] Died October 25, 1859, unknown.

[Note: Daughter of David Henry Thompson, died 1835 - see Vol I, & wife, Mary Ann [Hamilton] Thompson, died 1858 - see Vol. II & III.

Rutherford Co., TN US Census Mortality Schedules: L. Goodwin (female), 34, died October 1859 of consumption.

1850 Rutherford Co., TN Census, Burnett Dist: John B. Goodwin, 22; Ledocca Goodwin, 23; Mary J. Goodwin, 3. Sarah A. Goodwin, 1.

Rutherford Co., TN Marriage records: John B. Gooden married Ledocia Thompson on March 20, 1845. J. B. Goodwin married S. A. Mabery on March 21, 1860.

Canon/Cannon Cemetery, Smyrna: Ledocia Goodwin died Oct 25, 1859. John B. Goodwin, 6 Oct 1827 - blank. Sarah Ann Goodwin, 18 July 1828 - 30 Nov 1900.

411. Goodwin, Mary J. Died before April 6, 1874, intestate.

Note: She is the daughter of John B. Goodwin and his 1st wife, Ledocia [Thompson] Goodwin. Mary J. Goodwin appears with her father on the 1860 census, age 13, but does not appear on the 1870 census. Therefore, it may be assumed that she died prior to the 1870 census.

March 4, 1874, County Court: The court noted the death of Mary J. Goodwin and appointed John B. Goodwin as administrator of the estate.

412. Grant, James H. Died April 22, 1869, testate. [Cont'd from Vol. III].

January 17, 1870, County Court: An inventory of the personal property of the estate of James H. Grant (deceased) was presented to the court. Based on the items in the inventory, the deceased was the proprietor of a grocery and dry goods store.

April 23, 1872, Chancery Court: Elizabeth S. Grant, executrix of J. H. Grant (deceased) vs John D. Pierce & wife, Mary B. [Grant]; Emma B. Grant; S. [Septima] F. Grant; Walter F. Grant; C. [Calvin] G. Grant and Alice James Grant, born after testator's death. Walter F. Grant, Emma B. Grant and S. F. Grant were non-residents of Tennessee and were without guardian. A guardian ad litem was appointed.

June 4, 1874, Chancery Court: Elizabeth S. Grant, executrix vs J. D. Pierce and wife and others. The court acknowledged the marriage of Septima Grant to James C. Manier and added him to the list of defendants.

October 15, 1877, Chancery Court: Elizabeth S. Grant, executrix of the deceased's estate vs John D. Pierce and wife, Mary B. [Grant] Pierce; Septima F. [Grant] Manier; R. H. Miller and wife, Emma B. [Grant] Miller; Walter F. Grant; Calvin G. Grant and Alice James Grant. The parties had reached an agreement among themselves regarding the division of the estate and asked the court to confirm it. Under the agreement, John D. Pierce and wife had relinquished to the executrix all right, title and interest in the estate of James H. Grant (deceased), both real and personal, and claimed nothing from the estate in addition to what they had already received. The property of the estate was in the hands of the executrix and the real property was to be divided as follows: Septima F. [Grant] Manier was to receive a tract of land in Marion Co., Tennessee, and one-half of the railroad stock of the Nashville, Chattanooga & St. Louis Railroad Company. Emma B. [Grant] Miller was to receive the tract of land located in Franklin Co., Tennessee, near Dechard. Emma was also to receive the other one-half of the railroad stock. Elizabeth S. Grant was to receive the land described in the will as "Mountain Lands" in fee simple and an undivided one-fourth interest in the home tract near Christiana during her natural life as tenant in common with her three children, Walter F. Grant, Calvin G. Grant and Alice James Grant. Upon her death, the three children were to receive her share. The court confirmed the settlement.

Rutherford Co., TN Marriage records: J. M. Manire married Septima F. Grant on February 14, 1874.

413. Graves, David Died May 22nd or 23rd of 1874, intestate.

June 7, 1875, County Court: The administrator of the estate submitted to the court an inventory of the personal property of David Graves (deceased) that contained six household items.

December 7, 1875, County Court: S. [Samuel] N. Graves, administrator vs R. E. Graves and others. Willie Malloy, Catharine Malloy, Eugene T. Malloy and Alice Malloy, heirs of David Graves (deceased) were minors without guardian. The court appointed a guardian to represent them.

February 7, 1876, County Court: S. N. Graves, administrator of the estate, reported that there was one claim for \$2038; 14 outstanding. He had paid the remaining debts and expenses out of his own funds.

March 19, 1877, Circuit Court: S. N. Graves, administrator vs R. E. Graves. The court clerk was to take proof and report at the next term on the following: 1. Amount of debts due and unpaid. 2. What personal property the deceased owned at his death and the valuation. 3. The clerk was to start an account between S. N. Graves and his late father, David Graves (deceased). He was to show if S. N. Graves had control of the lands of his late father and if so, for how long and was there a contract? The clerk was also to account for any rents during the time S. N. Graves had control of the land.

November 29, 1878, Circuit Court: S. N. Graves, administrator of David Graves (deceased) vs R. E. Graves; H. A. Graves; E. W. Graves and the heirs of Theodosia Mallory, formerly Theodosia Graves; Lizzie Cullom and husband, Eck Cullom; Willie Mallory; Catherine Mallory and two other Mallory children, P. D. Mallory, Susan [Graves] Hill and husband, W. J. Hill; ? Mitchell; Ann [Graves] Simmons & husband William J. Simmons; America [Graves] Simmons and husband W. H. Simmons. The court found that David Graves owned at the time of his death, 1 cupboard, 1 tea kettle, 1 Bible, 1 pot rack, 1 kettle, 2 chairs and one desk. S. N. Graves had the use and control of the lands of David Graves (deceased) under a verbal contract entered into in the spring of 1866 or shortly after Christmas of 1865. The substance of the contract was that S. N. Graves stipulated to take care of his

parents, David and Nancy Graves, to board and clothe them in a decent manner and was to receive as compensation therefore the use and profits of the farming lands with the improvements thereon, during the life of David & Nancy Graves or so long as S. N. Graves continued to take care of and provide for them. There were 70 acres of land under cultivation and the complainant had possession of it from the spring of 1866 until the death of David Graves on May 22nd or 23rd of 1874 except for an interval of six months in 1870. The court found the annual value of the rents to be \$80 and the annual value of board, clothing and maintenance to be \$80. The court stated that the estate of David Graves (deceased) was indebted to S. N. Graves for a number of miscellaneous charges including doctor bills and coffins for both of his parents the aggregate total of which was \$212.06. The court also found that S. N. Graves was indebted to his father's estate for pension money collected during period 1871-1874 and not turned over and for posts and lumber sold from the place in the amount of \$633.75. There were other charges for timber cut from the place that the court did not count due to statute of limitations. The court added that the land had been severely damaged by the removal of \$700-\$800 worth of valuable timber. The court decreed that it was not necessary to sell the lands of the deceased for payment of debt as the complainant prayed for. The complainant filed a bill listing several exceptions to the report. The court overruled most of the exceptions and sustained three. The case was returned to County Court for final disposition.

April 10, 1879, County Court: S. N. Graves, administrator of David Graves (deceased), made a settlement with the court.
July 6, 1880, County Court: S. N. Graves, administrator of David Graves (deceased) vs R. E. Graves. The bill had been filed for the partition and sale of land to pay the indebtedness of the estate. The clerk was tasked with determining if the land was susceptible of partition by division or if a sale was required.

September 9, 1880, County Court: S. N. Graves, administrator vs R. E. Graves and others. Witness gave the names of the heirs and legal representatives of the deceased as follows: S. N. Graves; W. J. Simmons and wife, Ann [Graves] Simmons; W. H. Simmons and wife, America [Graves] Simmons; W. J. Hill and wife, Susan [Graves] Hill; E. K. Cullum and wife, Lizzie [Mallory] Cullum; H. A. Graves; D. P. Mallory; E. W. Graves; R. E. Graves and the heirs of Scailda Mitchell and Willie, Catharine, Lovie and Alice Mallory. The witnesses stated the land could not be fairly partitioned among so many heirs and recommended it be sold. There was \$131.36 in unpaid debts and two cases had not yet been adjudicated. The court ordered the land sold.

Rutherford Co., TN Marriage records: William H. Simmons married America E. Graves on May 13, 1856. William J. Simmons married Ann M. Graves on October 23, 1853. William J. Hill married Susan H. Graves on August 2, 1848.

Tennessee State Marriages, 1780-2002: William G. Mallory married Theodosia Graves on June 3, 1846 in Williamson Co.

1850 Rutherford Co., TN Census, May Dist.: David Graves, 57 KY Farmer; Ann Graves, 52 KY; Samuel N. Graves, 16; Ann Y. Graves, 13; America A. Graves, 11.

1870 Rutherford Co., TN Census, Dist. 12 (May): D[avid] Graves, 79 KY; Ann Graves, 79 KY; Samuel Graves, 36.

414. Graves, Mrs. Ann "Nancy" Died before April 5, 1875, intestate.

Note: Widow of David Graves – see above. Her name was listed as Ann in all census – see above.

November 29, 1875, Circuit Court: The court noted in a case on this date that S. [Samuel] N. Graves had purchased a coffin for Nancy Graves on April 5, 1875.

415. Gray, David Died before May 5, 1875, intestate.

May 5, 1875, County Court: The court noted the death of David Gray and appointed S. N. Gray as administrator of the estate.

416. Green, James H. Died between January 3, 1861 and June 5, 1865, testate. [Cont'd from Vol. III].

Note: Widow: Margaret D. Green [Green Cemetery: 11 Oct 1808 - 13 May 1871, wife of J. H. Green]
Administrator: Joseph Lindsey

November 1, 1876, Chancery Court: W. Y. Elliott & Thomas A. Elliott vs W. J. Anderson et al. The undivided interest of H. C. Green in the 225 acres owned by his father, James Green (deceased), was auctioned on May 29, 1876, and sold for \$1000 to W. Y. Elliott. Since the Elliots were creditors of W. J. Anderson and were entitled to proceeds of the sale, they paid only \$43.50 for costs and commissions and the remaining \$956.50 went as a credit to the amount owed. Title was divested from H. C. Green and W. J. Anderson and vested in the Elliots. W. J. Anderson still owed the complainants \$2186 after this credit. Thomas A. Elliott – see above, died shortly after this transaction was completed.

417. Greer, John Died between July 19 - October 4, 1869, intestate. [Cont'd from Vol. III].

Note: Dollarson Barker, Administrator

November 8, 1875, Circuit Court: The State of Tennessee for the use of Caswell Medling vs Dollarson Barker in his own right and as administrator of John Greer (deceased). The plaintiff recovered a judgment of \$338.86 against the estate of John Greer (deceased) and against Dollarson Barker for money due Caswell Medling when he became of age. **Note:** John Greer was appointed guardian for Caswell Medling, a minor heir of John Medling, who died ca 1849 - see Vol. I.

April 16, 1878, Chancery Court: Dollarson Barker et als vs Mary E. Snell et als. On or about April 26, 1860, John Greer, who was then living, sold to Robert Snell, then living but later died, a tract of land containing 115 acres. Robert Snell took possession and remained on the land until the fall of 1861. He withdrew from the land and he entered into a contract with John Greer to rescind the purchase; however, there was no recorded evidence that the contract was rescinded. John Greer took possession of the land as his own. John Greer had died about 1870. The court ruled that the initial conveyance had been valid and that the land had reverted to Greer in 1861. The court divested title from Mary E. Snell and other children and heirs of Robert Snell (deceased). John Greer (deceased) had on July 19, 1869, given a deed of trust that conveyed said land to Donaldson Barker and Stephen Greer in trust to secure the debts therein named. The court affirmed that Barker and Greer had the right to enforce the trust deed and sell the land with the condition that the widow of John Greer (deceased) could assert her right to dower in the land. The court later noted that the widow of John Greer had died and there was no claim on the land and instructed the Clerk & Master to sell the land.

Rutherford Co., TN Marriage Records: John Greer married Mary Meddling on March 18, 1841.

1850 Rutherford Co., TN Census, Browns Mill Dist.: John Green, 32 ; Michael C. Daily, 40 Ireland; Polly Green, 28; Susan E. Green, 8; William Green, 2; Caswell Medling, 14

418. Greer, Mahala [Swain] vs Henry Greer – Divorce

March 17, 1873, Circuit Court: The defendant deserted her on March 18, 1871 and began living with another woman. A decree of divorce was issued.

Rutherford Co., TN Marriage records: Henry Greer married Mahala Swain on April 14, 1870.

419. Greer, Stephen (colored) Died May 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: Stephen Greer (colored), 50, slave, born VA, died May 1850 of unknown causes.

420. Gregory, Frances A. [May] Died before October 26, 1876, intestate.

Note: Elizabeth Frances [May] Gregory was the daughter of Robert May [died 7 May 1854 - see Vols. II & III] and wife, Susannah G. [Jarratt] May. She married Alexander Gregory on December 18, 1845. She and Alexander were living in Marshall Co., TN on the 1870 census along with most of the children. Also, Note: Susan May, sister to Frances [May] Gregory, was widow 1st of Charles G. O. Smith, and widow 2nd of Eldridge Smotherman. She married 3rd Anthony North. She died in 1876 and is buried in the North Cemetery.

October 26, 1876, Chancery Court: Anthony North and wife, Susan [May - Smith - Smotherman] et als vs J. N. Holt et als. The death of Mrs. Frances Gregory was suggested and admitted. She left surviving her the following children to wit: William V. Gregory, resident of Union City, Obion Co., TN; E. J. [Gregory] Snell, wife of Jeff Snell, resident of Marshall Co., TN; Susan [Gregory] Sheffield, wife of William Sheffield, Marshall Co., TN; Mary C. [Gregory] Stigall, wife of Richard Stigall, Marshall Co., TN; Josephine [Gregory] Stigall, wife of Pleasant Stigall, Marshall Co., TN; J. [John] W. Gregory, state of Texas; and Sarah F. Gregory, Robert Gregory, Barbara Ann Gregory, Cora Alice Gregory, Nannie R. Gregory, Virginia Ada Gregory, and W. R. Gregory, minors and residents of Rutherford County, TN.

Rutherford County, TN Marriage records: Anthony North married Susan Smotherman on December 30, 1866.

421. Gresham, Asa G. Died March 18, 1876, intestate.

Note: Son of Mrs. Jane B. Gresham who died before February 5, 1877 – see below [she was the widow of William Gresham]. Asa G. Gresham married Jane W. Moore [widow of Nimrod Jenkins, Jr.] on February 2, 1860.

April 4, 1876, October 1, 1878, February 8, 1881, County Court: The court noted the death of Asa G. Gresham and appointed James M. King, Jr. as administrator of the estate. Jane "Mittie" W. [Moore- Jenkins] Gresham [widow] was appointed guardian for Anna M. Gresham, James M. R. Gresham, Willie J. Gresham, Ella Gresham and Walter A. Gresham, minor children of the deceased. She gave bond for \$20,000.

April 4, 1876, County Court: Commissioners set apart to Jane W. Gresham, widow of the deceased, the following provisions sufficient for one year to wit: seventy-five barrels of corn, two barrels of sugar, one sack of coffee, two barrels of salt, seven barrels of flour, two hundred pounds of lard, one hundred fifty pounds of soap and \$100.

May 22, 1876, County Court: J. M. King, administrator of Asa G. Gresham (deceased), presented an inventory of the estate that included \$6888 in notes due, personal property and a judgment against Hiram Jenkins, insolvent, for \$615.60.

February 6, 1877, County Court: James M. King, administrator and others vs Thomas O. Butler. A. G. Gresham died March 1876. He left a widow, Jane W. Gresham, and her children. Thomas O. Butler had made a deed of trust to the deceased to secure debts named in the deed of trust conveying to him a tract of land. The deed of trust had been registered. A. G. Gresham had died but the deed of trust had not been executed but remained in full force. The administrator of the estate on behalf of the widow and children petitioned for the assignment of a trustee in lieu and stead of the deceased to execute the trust deed. T. O. Butler upon receipt of the summons had consented in writing and R. D. Jamison was appointed trustee. He was ordered to proceed in accordance with the trust to foreclose and settle the same.

July 11, 1876, Circuit Court: J. M. King, administrator of Asa G. Gresham (deceased) vs T. [Thomas] J. B. Turner. The defendant confessed that he owed the plaintiff the sum of \$2376.00 in principal and \$1309.09 in interest as security on a note given by John L. Carney on January 28, 1871.

March 7, 1877, County Court: The administrator presented a list of personal property sold at auction.

August 27, 1877, County Court: J. M. King, administrator of Asa G. Gresham (deceased) who was in his lifetime guardian for Jennie [Jenkins] Manson and Nannie Jenkins, minor heirs of Nimrod Jenkins (deceased), made a settlement with the court. Mrs. Jane W. [Moore]Jenkins [Gresham], guardian for Ninnie Jenkins, a minor heir of Nimrod Jenkins (deceased), made a final settlement with the court.

March 27, 1879, Circuit Court: Jane [Moore - Jenkins] Gresham vs H. [Henry] H. Norman, P. W. Norman, E. A. C. Norman, R. L. Norman and T. [Thomas] J. Elam. The plaintiff recovered a default judgment against the defendants for \$4700 plus \$83.93 in interest. The judgment was to bear 10% interest until paid.

February 10, 1881, County Court: James M. King, administrator of A. G. Gresham (deceased), made a final settlement with the court. Receipts included \$766.25 from Nimmie Jenkins as the balance due from her to Asa Gresham as her guardian.

1870 Rutherford Co., TN Census, Dist. 9: Asa Gresham, 37, Mittie Gresham, 37; Jennie Jenkins, 15; Nanie Jenkins, 14; Annie Gresham, 8; James Gresham, 2; Willie Jenkins, 4 months.

1880 Rutherford Co., TN Census, Dist. 13: J. W. Grisham, 45 (f); Anna Grisham, 18; James Grisham, 12; William Grisham, 10; Ella Grisham, 7; Walter Grisham, 5.

U. S. Civil War Soldiers, 1861-1865: Asa G. Gresham 45th Regiment, Tennessee Infantry Confederate.

King Cemetery or Rural Rest Cemetery, Mooreland Lane: Asa G. Gresham, 24 Aug 1832 - 18 Mar 1876.

Evergreen Cemetery, Murfreesboro: Mittie Gresham, 1834 - 1905, wife of A. G. Gresham.

422. Gresham, Harrison (colored) vs Lucy [Hall] Gresham (colored) – Divorce.

November 22, 1872, Circuit Court: The couple married in 1865. The defendant committed adultery with Rick Miller (colored). A decree of divorce was issued. The defendant was forbidden to marry Rick Miller (colored).

Rutherford Co., TN Marriage records: Harrison Gresham married Lucy Hall on April 29, 1865.

423. Grey, George Died before October 5, 1874, unknown.

October 5, 1874, County Court: E. C. Mitchell was allowed \$5 for hold inquest on body of George Grey (deceased).

424. Griffin, Mrs. Catharine Died before July 7, 1875, intestate.

July 7, 1875, County Court: Dr. J. B. Turner was allowed \$5 for holding a post-mortem exam on the body of Mrs. Catharine Griffin (deceased).

425. Griffin, John C. Died before June 7, 1870, intestate.

June 7, 1870, County Court: The court noted the death of John C. Griffin and W. [William] G. Garratt was appointed administrator of the estate.

U. S. Civil War Soldiers, 1861-1865: John C. Griffin 3rd Regiment, Tennessee Cavalry Union.

426. Grigg, L. [Lewis] M. Died before October 27, 1871, intestate.

October 27, 1871, Chancery Court: John Woods, administrator de bonis non of Moses Ridley (deceased) vs D. D. Wendel & William A. Ransom, administrators of Lewis Garner (deceased). The court noted that one of the defendants, L. M. Grigg, one of the sureties of Lewis Garner, administrator of Moses Ridley (deceased), had died.

Rutherford Co., TN Marriage records: Lewis M. Grigg married Mary Beaty on September 27, 1849.

Williamson Co., TN Marriage records: Lewis M. Grigg married Sarah M. Yeargin on October 12, 1831. **[Note:** Sarah died 1848]

1850 Rutherford Co., TN Census, May Dist.: Lewis M. Grigg, 41 VA, School teacher; Mary Grigg, 31; James H. Grigg, 7; Susan F. Grigg, 4.

427. Grigsby, Stacy T. C. [Span] vs Samuel Grigsby - Divorce

June 5, 1874, Chancery Court: The couple was married on or about January 5, 1867. They lived together until January 5, 1871 when the defendant abandoned his wife and did not provide any support for her and her two infant children. A divorce decree was issued and her maiden name of Stacy T. C. Span was restored. She was granted custody of the children and the defendant was enjoined from ever interfering with the children.

428. Gum[m], Mary Ann [Fulks] Died prior to May 28, 1875, intestate.

[Note: Wife of Robert E. Gum and daughter of John Fulks who died before September 1, 1856 – See Vol. II – and Elizabeth Fulks who died May 28, 1875 – see above.

April 8, 1878, Chancery Court: Alex Tassej and wife, Sarah E. [Gumm] Tassej vs John Gumm, administrator with the will annexed of John Fulks (deceased), W. [Wilson] A. Gumm, Rutherford Co.; B. [Benjamin] F. Pinkerton and wife, Malinda [Gumm] Pinkerton, Cannon Co.; A. [Arthur] A. McCrary and wife, Mary [Gumm] McCrary, Rutherford Co. Mrs. Elizabeth Fulks, the widow of John Fulks, died May 28, 1875. Mrs. Mary A. Gum had died sometime previously. She left surviving her the following children to wit: John Gumm; Sarah E. [Gumm] Tassej, wife of Alex Tassej; W. A. Gumm; Malinda [Gumm] Pinkerton, wife of B. F. Pinkerton; and Mary [Gumm] McCrary, wife of A. A. McCrary. There was one other child, William Gumm, who had been killed at Fort Donaldson, February 16, 1862, never having been married.

Rutherford Co., TN Marriage records: Robert E. Gum married Mary Ann Fulks on April 19, 1821. Benjamin F. Pinkerton married Malinda Gum on March 24, 1856. Arthor A. McCrary married Mary A. Gum on April 15, 1858. John A. Gum married Cynthia Caroline McCracken on April 5, 1846.

429. Gum[m], William Died February 16, 1862, intestate.

[Note: Son of Robert E. and Mary Ann [Fulks] Gum (deceased) – see above.

April 8, 1878, Chancery Court: William Gumm was killed at Fort Donaldson, February 16, 1862, never having been married.

430. Gwinn, Martha (colored) vs John Gwinn (colored) – Divorce

March 23, 1872, Circuit Court: The couple was married December 25, 1868. The husband became cruel and mistreated the plaintiff. A divorce decree was issued.

431. Hall, Henry Died about April 1, 1863, intestate [Cont'd from Vol. III].

Note: The children of Henry Hall mentioned below were all from an earlier marriage. Dr. Richard A. Blythe, Sr. married Rebecca J. Hall about 1845. She died before 1856. Dr. Blythe married second Bethenia A. Lavender on December 23, 1856.

October 28, 1885, Circuit Court Enrolling Docket #7, pg. 167: A. [Allen] B. Crockett & wife & others vs Blythe Core. Petition for partition. Henry Hall had died in 1862 **Note:** in 1865 it was stated that he died about April 1, 1863 in Rutherford Co.]. The administration of his estate had been completed. The intestate had left a widow, Mrs. Sallie Hall who had died on or about October 30, 1885. She had received a dower of 195 acres. The intestate left the following children and grandchildren to wit: Alexander Hall; Josephus Hall; H. [Henry] W. Hall; and daughters, Mrs. Lou (Louisa) [Hall] Crockett and Mrs. Isabell [Hall] Fletcher, wife of Thomas H. Fletcher. Another daughter had married Dr. [Richard A.] Blythe and had died intestate before the death of her father leaving three children to wit: Richard Blythe, Jr.; James Blythe and Rebecca Blythe who married [Jonathan D.] Core and died intestate leaving one child, Blythe Core. This makes a total of six shares. Mrs. Lou [Hall] Crockett had purchased the share of H. W. Hall. Paralee Cocke had purchased the shares of Alexander Hall, Josephus Hall and Mrs. Isabella [Hall] Fletcher. Richard Blythe, Jr. owned one-third of one share and had purchased the one-third of one share owned by his brother, James Blythe. The remaining one-third of one share was owned by Blythe Core. Commissioners were to be designated to partition the dower tract.

Rutherford Co., TN Marriage records: Henry Hall married Mrs. Sarah Crockett on March 8, 1849. Allen B. Crockett married Louisa Hall on April 17, 1851. Thomas H. Fletcher married Isabella Hall on April 11, 1857. Alexander Hall married Jane M. Fletcher on November 17, 1852.

Williamson Co., TN Marriage Records: J. D. Core married M. R. Blythe on May 7, 1874.

432. Hall, Jacob G. Died on or about February 28, 1867, intestate. [Cont'd from Vol. III].

September 17, 1867, County Court: Eliza A. [McDaniel] Hall, widow of J. G. Hall (deceased), John Alexander Hall & William Hall, administrators of the intestate vs W. [William] A. Hall, Sarah E. Hall, J. G. [Joseph G.] Hall, Martha M. S. Hall, and James A. Hall, all minors without guardians. The intestate had died on or about February 28, 1867. John A. Hall and the five defendants were children of the intestate. John A. Hall was of age and wanted his share of his father's estate after dower had been set aside set apart in severalty for him. The administrator of the estate stated he had exhausted all the personal estate in payment of debts and there were additional debts to pay and wanted to sell sufficient real estate to pay them in full. He also maintained that the land was not susceptible to partition due to scarcity of woodland for firewood and asked the court to sell the land remaining after dower for payment of debts and partition among the heirs.

June 9, 1875, May 2, 1876, County Court: William Hunt, guardian for Martha Hall and Jimmie G. Hall [probably James A. based on census], minor children of Jacob G. Hall (deceased), made a settlement with the court.

March 7, 1877, August 8, 1878, March 7, 1879, May 7, 1880, June 8, 1880, April 8, 1881, December 7, 1881, County Court: William Hunt, guardian for Jimmie G. Hall [probably James A based on census.], minor child of Jacob G. Hall (deceased), made a settlement with the court.

433. Hall, John A. Died February 1865, intestate. [Cont'd from Vol. III].

Note: John A. Hall was the son of Andrew and Elizabeth [Countryman] Hall - see Vol. II. No marriage records were found for John A. Hall. However, based on the 1850 census, the first wife was Mary, who seems to be mother of David Hall, William Hall, and Mary Hall. The second wife was Gillie, who seems to be mother of Susan Hall, Elizabeth Hall and Tennessee Hall.

September 5, 1879, November 3, 1880, County Court: W. C. Orr, administrator of Mrs. G. [Gille] L. Hall (deceased), who was in her lifetime guardian for Susan J. Hall, Elizabeth M. Hall and Tennessee F. Hall, minor children of John A. Hall (deceased), made a settlement with the court.

January 7, 1880, County Court: Tennessee F. Hall, a minor heir of John A. Hall (deceased) had an estate and was without a guardian and no one had made application to become her guardian. The court appointed the Public Guardian to take charge of her effects.

June 9, 1881, County Court: The Public Guardian, guardian of Tennessee F. Hall, a minor child of John A. Hall (deceased), made a final settlement with the court.

February 25, 1882, Chancery Court Enrolled Cases #11, pg. 352: W. J. Hall vs D. [Dandridge] M. Crockett, Jr. and P. B. Crockett. John A. Hall had died February 1865, intestate. His widow, Mrs. G. L. Hall, had dower assigned and had died about 1873. The intestate left six children to wit: W. [William] J. Hall, son; D. [David] A. Hall, son; and daughters, Mary L. Hall; Susan Hall; E. [Elizabeth] M. Hall and Tennie [Tennessee] Hall. Mary L. Hall had died about 1873 unmarried and without issue. E. [Elizabeth] M. Hall had married Charles North and had died about 1878 without issue. Susan Hall had married D. [Dandridge] M. Crockett, Jr. and she had died without issue about 1879. She had left a will that devised her one-fourth interest in her father's land to her husband. Subsequently, D. [Dandridge] M. Crockett, Jr. had married Tennie Hall who was a minor. After their marriage, they had sold one-half of her undivided one-fourth interest in her father's lands to W. [William] J. Hall for \$993.74. When the sale was made, Tennie [Hall] Crockett had been a minor and in 1881 before she became of age, she died intestate without issue. The complainant had been advised that the title of Tennie [Hall] Crockett had failed and that her brothers, D. [David] A. Hall and the complainant asked that the notes he gave be abated and that D. [Dandridge] M. Crockett, Jr. return the \$250 he had paid in cash on date of purchase.

Rutherford Co., TN Marriage records: C. H. North married Miss Bettie Hall on November 28, 1877. D. M. Crockett, Jr. married Sue J. Hall on December 5, 1878. D. M. Crockett, Jr. married Tennie Hall on September 15, 1880.

434. Hall, William Died March 1871, intestate.

Note: The widow, America [McDaniel] Hall was the daughter of Crawford & Jane McDaniel

April 3, 1871, County Court: The court noted the death of William Hall and appointed D. [Daniel] F. Elam as administrator. S. [Sion] D. Hall and Jacob Hall provided part of the security. J. N. Clark, coroner, received \$5 for holding an inquest over the body of William Hall (deceased)

April 4 & 6, 1871, County Court: Commissioners were appointed to allot and set apart to Mrs. America [McDaniel] Hall, widow, support for one year for her and two minor children. D. [Daniel] F. Elam, administrator of the estate, submitted an inventory of the property. Commissioners set apart provisions for one year for Mrs. America Hall and family.

October 17, 1871, County Court: D. [Daniel] F. Elam, administrator, presented a list of personal articles sold at auction. America [McDaniel] Hall, Jonathan Hall, Jacob Hall, William A. Hall and Sion D. Hall purchased articles at the sale.

November 7, 1871, County Court: America [McDaniel] Hall, widow, and D. [Daniel] F. Elam, administrator vs Sarah A. Hall and Mary J. Hall, heirs of William Hall (deceased). William Hall died in March 1871. The intestate left surviving him a widow, America [McDaniel] Hall and two children, Sallie Hall and Mary J. Hall. At his death, the intestate owned the following: the home place containing 204 acres, a tract of cedar land containing 16 acres and the undivided one-ninth share in the remainder in dower of Mrs. Isaiah [Nancy Esatrop] Robinson, relict of Isaiah Robinson (deceased) [died before June 6, 1859 – see Vol. II]. The widow petitioned for assignment of her dower and the court appointed commissioners to set it aside.

February 6, 1872, County Court: America [McDaniel] Hall, widow, and D. [Daniel] F. Elam, administrator vs Sarah A. Hall and Mary J. Hall, heirs of William Hall (deceased). Commissioners reported they had set aside over 73 acres for the widow's dower.

October 8, 1872, County Court: William Hunt was appointed guardian for Sallie Hall and Jennie Hall, minor children of William Hall (deceased).

January 7, 1873, County Court: C. [Crawford] McDaniel was appointed guardian for Sallie Ann Hall and Mary Jane Hall, minor children of William Hall (deceased).

May 6, 1874, County Court: D. [Daniel] F. Elam, administrator of the estate, made a settlement with the court.

February 1, 1875, County Court: C. [Crawford] McDaniel, guardian for Sallie A. Hall and Mary J. Hall, minor children of William Hall (deceased) petitioned to resign as such. Since he had made a settlement, he was allowed to resign. He was replaced as guardian by S. D. Hall.

March 3, 1875, County Court: Crawford McDaniel, guardian for Sallie A. and Mary J. Hall, children of William Hall (deceased), made a settlement with the court.

February 8, 1877, County Court: S. [Sion] D. Hall, guardian for Sallie A. Hall and Mary J. Hall, children of William Hall (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: William Hall married America McDaniel on February 23, 1859.

1860 Rutherford Co., TN Census, Valley Dist.: Family #1101 William Hall, 41; America Hall, 23; S. A. Hall (f), 6/12. Family #1102 Sion Hall, 44. Family #1103 J. J. Hall (m), 43, Margaret Hall, 40; Martha Hall, 17.

1870 Rutherford Co., TN Census, Dist. 15 (Valley): William Hall, 51; America Hall, 30; Sallie A. Hall, 10; Mary J. Hall, 8.

435. Halliburton, A. [Ann] E. Died January 1860, intestate.

Rutherford Co., TN US Census Mortality Schedules: A. E. Halliburton (f), 16, died June 1859 of consumption.

1850 Rutherford Co., TN Census, Barfield Dist.: J.[John] E. Halliburton, 38 Farmer; Mary H. [Bumpass] Halliburton, 25; Ann E. Halliburton, 8; Susan P. Halliburton.

436. Halliburton, John Elam Died October 1871, testate.

Note: John Elam Halliburton was the son of Richard Halliburton, who died March 29, 1853 (see Vol. II), and wife, Susannah [Pickett] Halliburton, who died about August 1855 (see Vol. II). They had 3 sons: John Elam Halliburton, William H. Halliburton, and Rubin P. Halliburton. William H. Halliburton, son of Richard Halliburton, died in 1854 (see Vol. II) leaving children to wit: Mary Pocahontas Halliburton, Susan Pickett Halliburton, Frances Elam Halliburton, James Madison Halliburton, and Richard Halliburton. William S. Butler and then John E. Halliburton were guardians of the minor children.

Will dated August 11, 1866. Codicil dated October 9, 1871. Will probated November 6, 1871. Executrix: Mary H. [Bumpass] Hallyburton. . First: The executor was to pay all debts. Second: The testator willed to his wife, Mary H. [Bumpass] Hallyburton, the home plantation containing about 330 acres, also all the household and kitchen furniture, all stock, tools, wagons, carriages and buggies during her widowhood. Third: When his wife died, the property was to go to J. [John] E. Hallyburton, their youngest son, and when he died, the property was to go the heirs of his body. Fourth: The testator loaned to Susan P. Hallyburton, their oldest daughter, the plantation known as the Perry place containing about 62 acres and 38 acres which adjoins the Perry place. At her death, the land was to go to the heirs of her body. Fifth: The testator loaned to Tennessee V. Hallyburton, their youngest daughter, the McCullough plantation containing about 205 acres. At her death, the land was to go to the heirs of her body. Sixth: If the testator did not loan a plantation to his son, B. [Benjamin] F. Hallyburton, the executor could use \$7000 to buy him a place. The land was not to be sold and was to pass to heirs of his body at his death. If B. [Benjamin] F. Hallyburton was not satisfied, the testator directed his administrator to take the testator's papers and accounts of his son's grandmother's estate and settle with him. The executor was also to account for all of the money that the testator let his son have in his lifetime, then the testator revoked the \$7000 payment and directed the executor to give B. [Benjamin] F. Hallyburton \$5 out of his father's estate as his portion. Seventh: The testator appointed his wife as executrix. He also stipulated that if Susan P. Hallyburton, Tennessee V. Hallyburton or J. E. Hallyburton Jr. died without issue, their part was to be divided by the surviving children. Codicil: The testator gave and devised to his son, B. [Benjamin] F. Hallyburton, the tract of land that his son lived on containing 104 acres. The land was to be exempt from any of his debts that existed or would exist. The testator revoked all the provisions he made for B. [Benjamin] F. Hallyburton in his will. Susan P. Hallyburton had married John T. Moore.

November 6 & 8, 1871, County Court: The will and codicil thereto of John E. Hallyburton (deceased) was presented for probate, was proven and recorded. Mrs. Mary H. [Bumpass] Hallyburton qualified as executrix with a \$16,000 bond.

December 16, 1872, County Court: Mrs. Mary H. [Bumpass] Hallyburton, executrix of the deceased's estate, submitted an inventory of the estate than included 333 acres of land, 16 acres of cedar land and personal property.

September 7 & 17, 1874, County Court: Mrs. Mary H. [Bumpass] Hallyburton, executrix, had died and the estate had not been fully administrated. John E. Dromgoole applied for and was appointed administrator de bonis non with the will annexed. John E. Dromgoole, presented an inventory of the personal property that belonged to the estate.

October 7, 1874, May 5, 1875, County Court: M. B. Jordan was appointed guardian for John E. Hallyburton, a minor heir.

December 1, 1874, Circuit Court: The clerk of the court presented a list of personal property sold at auction on October 1, 1874.

November 4, 1874, County Court: Based on the sale listing he provided the court, John E. Dromgoole was required to increase his bond to \$3000 from \$250. Hamp Halliburton and J. E. Halliburton purchased items at the auction.

March 12, 1875, Chancery Court: Fannie E. Hallyburton vs John E. Dromgoole, administrator of John E. Hallyburton (deceased), M. B. Jordan, T. [Thomas] J. Elam and John T. Moore, administrator of Mary H. [Bumpass] Hallyburton (deceased). John E. Hallyburton (deceased) had become guardian of the complainant on December 4, 1865 with M. B. Jordan and T. [Thomas] J. Elam as securities. The guardian had not paid over to her when she became of age the money he held. He died in October 1871 indebted to the complainant for a considerable sum of money. His wife, Mary H. [Bumpass] Hallyburton became his executrix. The complainant and Mary H. [Bumpass] Hallyburton had reached a settlement for the sum of \$1078 and Mary H. [Bumpass] Hallyburton, as executrix of her husband's estate, gave her a note due for that amount due on January 1, 1875. The complainant claimed the note was not to extinguish the debt due her from the estate. Mary H. [Bumpass] Hallyburton died August 26, 1874

leaving the note totally unpaid. The estate of Mary H. [Bumpass] Hallyburton (deceased) was insolvent and the complainant's only source for collecting the debt was from the estate of John E. Hallyburton (deceased). The court agreed with the complainant and ordered the defendant to pay her the amount of the note plus interest.

October 21, 1875, Chancery Court: Fanny E. Hallyburton and W. M. Hallyburton vs John E. Dromgoole. The court concurred that the notes given by Mrs. Mary H. Hallyburton did not discharge the debts due and owing from the estate of John E. Hallyburton (deceased). The court instructed that Fanny E. Hallyburton was to recover \$1172.73 and W. M. [James M.] Hallyburton was to recover the sum of \$534.02 from the Administrator of the John E. Hallyburton estate.

September 20, 1876, Chancery Court: Aaron Wharton and wife, Tennessee V. [Hallyburton] Wharton, had responded to a bill by John E. Dromgoole, administrator, that they had received a note for \$550 from Mary H. [Bumpass] Hallyburton. John E. Dromgoole, administrator had about \$1000 from the sale of personal estate, had good notes with security but only realized about 50% of the money due as the result of insolvencies. Mary H. [Bumpass] Hallyburton had died and her estate was insolvent. Mr. and Mrs. Wharton petitioned the court to hold the estate of the testator [John E. Hallyburton] responsible for the debt.

October 24, 1876, Chancery Court: J. [James] F. Fletcher testified in a deposition that as administrator of R. [Rubin] P. Hallyburton (deceased), he had accepted a note from William H. Hallyburton as executor of John E. Hallyburton (deceased) who in his lifetime had been guardian for R. [Rubin] P. Hallyburton and owed his ward a considerable sum of money and the note was partial payment of what he owed.

October 1876, Chancery Court: John E. Dromgoole, administrator of J. E. Hallyburton (deceased) vs John T. Moore, administrator of Mary H. [Bumpass] Hallyburton (deceased). The court accepted a report that the total indebtedness of the estate was \$3763.58 and there was a balance of \$933.75 available for payment. The report noted that the testator owned the following land at his death: #1, a home tract of 333 acres was left to his son, John Elam Hallyburton. #2, a tract of 200 acres was left to his daughter, Susan P. [Hallyburton] Moore. #3, a tract of 205 acres was left to his daughter, Tennessee V. [Hallyburton] Wharton. #4, a tract of 104 acres left by will to B. [Benjamin] F. Hallyburton. The court said that the tracts of land would be charged respectively with the aggregate sum in equal proportions. It turned out the aggregate debt was divided into the acreage and each owner was charged based on their total acreage.

November 1, 1876, Chancery Court: John E. Dromgoole, administrator of J. E. Hallyburton (deceased) vs John T. Moore, administrator of Mary H. [Bumpass] Hallyburton (deceased). As the result of an order of reference, the court noted that the administrator had collected \$1412 and had paid out \$933.75. \$580.05 of the balance in hand was in uncollected sale notes. Creditors of the estate owed \$2763.58. After the personality was all expended in the payment of debts, there remained the amount of \$1819.83 to be paid and it would be necessary to sell real estate to raise these funds.

November 8, 1876 & January 20, 1877, County Court: John E. Hallyburton vs M. B. Jordan. M. B. Jordan had failed to respond to a summons and was removed as guardian for John E. Hallyburton. T. [Thomas] J. Elam was appointed guardian.

September 29, 1877, Chancery Court: The Clerk & Master auctioned the home place of J. E. Hallyburton containing 330 acres. The land was purchased by Thomas J. Elam, guardian of J. E. Hallyburton, for \$1366.20. The purchase price was charged against the ward's share in his father's estate.

October term, 1877, Chancery Court: John E. Dromgoole, administrator of J. E. Hallyburton (deceased) vs John T. Moore, administrator of Mary H. [Bumpass] Hallyburton (deceased). The Clerk & Master auctioned to James A. Moore on September 29, 1877, 64 acres off the north end of the tract belonging to J. [John] T. Moore and wife, Susan P. [Hallyburton] Moore. The proceeds were to pay for advancements received from J. E. Hallyburton (deceased) prior to his death.

April 18, 1878, Chancery Court: John E. Dromgoole, administrator of J. E. Hallyburton (deceased) vs John T. Moore, administrator of Mary H. [Bumpass] Hallyburton (deceased). The Clerk & Master reported the sale on March 23, 1878, of 104 acres purchased by Mrs. A. M. Hallyburton for \$221.40.

October 25, 1878 & December 18, 1878, Chancery Court: Mrs. Susan P. [Hallyburton] Moore by next friend, Minos Leatherman vs John T. Moore. Susan P. Hallyburton had married John T. Moore on January 23, 1868 and they were still married and had children. Susan P. [Hallyburton] Moore had a tract of land containing 162 acres and a 38 acre tract immediately adjacent to the larger one. When they took possession of the land after her father's death, it was distinctly understood that all profits and the crops grown upon the land was to be her separate property and her husband was to have no interest in them whatsoever. She had been harassed by creditors of her husband and she prayed for a court decree making the initial understanding between the couple official and enforceable. The court stated that a court of equity would set up and make effective an agreement between her and her husband whereby she was entitled to have settled on her for her own separate use all future profits and rents from the land.

April 1879, Chancery Court: John E. Dromgoole, administrator of J. E. Hallyburton (deceased) vs John T. Moore, administrator of Mary H. [Bumpass] Hallyburton (deceased). At a sale held on September 29, 1877, Thomas J. Elam, guardian for John E. Hallyburton Jr., under authority of the decree of sale allowing him to bid for the land, purchased a tract of land containing 333 acres for \$1366.20. He gave two notes for \$683.10 each due in six and twelve months. These notes were totally unpaid and there was due an aggregate total of \$1509.62 as of June 30, 1879. The court rendered a decree that if the notes were not paid by August 1, 1879, the Clerk & Master was to sell the land for payment.

January 31, 1880, February 2, 1880, County Court: Dr. T. [Thomas] J. Elam, guardian for John E. Hallyburton, minor heir, made a settlement with the court.

October 1880, Chancery Court: The court ordered that the administration of the estate of John E. Hallyburton (deceased) be transferred to the Chancery Court and that the Clerk & Master make a complete account of the estate.

March 1, 1880, November 7, 1881, County Court: Dr. T. [Thomas] J. Elam, guardian of J. E. Hallyburton, a minor child of J. E. Hallyburton (deceased), presented his resignation to the court. A. J. Smith was appointed guardian with bond of \$2000.

October 11, 1889, Chancery Court: John T. Moore and wife, Sue H. [Hallyburton] Moore, citizens of Davidson Co., TN vs John E. H. Moore age 20; James A. Moore age 15; A. Wharton Moore age 13; Edward L. J. Moore age 12, and Sarah Ellen Moore, age 8, all minors and citizens of Davidson Co. Sue H. [Hallyburton] Moore was the daughter of John E. Hallyburton (deceased). According to the fourth item of the testator's will, he loaned his oldest daughter, Susan P. Hallyburton, his plantation containing about 162 acres and an additional 38 acres. At her death, the property was to go to the heirs of her body. Sue H. (designated in the will as Susan P. Hallyburton) married John T. Moore on January 23, 1868, before the death of her father. The five defendants were their children. Sometime after the testator's death, John E. Dromgoole Esq., administrator, determined that the personal assets of the testator were insufficient to pay all the debts. He filed a bill in the Chancery Court against complainants and other devisees in which he prayed the court to decree the sale of sufficient land to pay the debts. On November 1, 1876, it was decreed that the indebtedness of the estate was \$2763.58 over and above the personal assets. \$480 of this sum was charged upon the land devised to Sue H. [Halliburton] Moore with the decree that if not paid by March 1, 1877, the Clerk & Master would sell sufficient land to pay the same. The Moores were unable to pay the \$480 and on September 29, 1877, the Clerk & Master offered 64¼ acres out of the best part of the land that had the residence and all the valuable improvements upon it. It sold for \$552 and the purchaser transferred the bid to James A. Moore, brother of John T. Moore. James A. Moore paid all the purchase money within a year. On November 1, 1886, James A. Moore had a writ of possession issued to the Sheriff of Rutherford County for the purpose of turning Mr. & Mrs. John T. Moore out of possession of the land. The complainants alleged that James A. Moore was a man of considerable means and the complainants had persuaded him to assume the bid on the land with the understanding that Mrs. & Mrs. John T. Moore could redeem the property at anytime during James A. Moore's lifetime. Sue P. (who since the testator's will had been written, had taken the initial letter of her maiden name, Hallyburton; her signature at this time was Sue H. Moore) did redeem the land paying James A. Moore \$336 on April 10, 1878 and \$300 on December 1, 1882 out of her own money. She prayed that the court would enjoin James A. Moore from disturbing her possession and that title be divested from him and vested in her for her sole and separate use. The court decreed that Sue H. Moore had the right to redeem the land but she still owed \$63.15 and she had sixty days to pay this balance. James A. Moore appealed to the Tennessee Supreme Court where the decision of the Chancery Court was affirmed and the balance due increased to \$66.16. Sue H. Moore paid the court \$114.91 on February 27, 1889 as payment in full for the debt and associated costs. The complainants noted that the litigation since her father's death had almost put them into bankruptcy and the buildings on the property and the fence had fallen into disrepair for lack of funds. They prayed for a decree to sell the land and use the proceeds to educate and maintain the children and to purchase a lot and house in Nashville. The Clerk & Master was directed to investigate the matter and report to the court.

Rutherford Co., TN Marriage records: John E. Hallyburton married Mary Ann Ivie on December 26, 1837. John E. Hallyburton married Mary Bumpass on January 27, 1842. John T. Moore married Sue P. Hallyburton on January 23, 1868. Aaron W. Wharton married Tennie V. Hallyburton on January 10, 1872.

437. No entry for this number.

438. Hallyburton, Mary H. [Bumpass] Died August 26, 1874, intestate.

Note: Widow and second wife of John E. Hallyburton (deceased) – see above.

October 7, 1874, County Court: The court noted the death of Mary H. [Bumpass] Halliburton [widow of John E. Hallyburton (deceased)] and appointed John T. Moore as administrator of the estate.

December 8, 1874, County Court: An inventory of the estate of the intestate was presented in court.

December 23, 1876, Chancery Court: John E. Dromgoole, administrator de bonis non with the will annexed of John E. Hallyburton (deceased) vs John T. Moore, administrator of Mary H. [Bumpass] Hallyburton (deceased). John Woods, W. [William] A. Ransom and M. B. Jordan held notes signed by Mrs. Hallyburton as executrix of her deceased husband. Her estate was completely insolvent. These three men were originally creditors of B. [Benjamin] F. Hallyburton, brother of John E. Hallyburton (deceased), who held a claim against his brother's estate for about \$3500. The executrix was not prepared to pay the claim and gave the three men notes until she could realize funds from her husband's estate. Mrs. Hallyburton was the sister of M. B. Jordan [**Note:** M. B. Jordan married Hardenia Bumpass on January 6, 1852]. She asked him for the money to pay the debt but he did not have it but

loaned her three bales of cotton and she was to repay him in either cotton or money. She sold the cotton and applied the proceeds to the \$3500 claim but before she could harvest any cotton, she died and her estate was insolvent. The men petitioned to hold the estate of her husband responsible for the amount they were owed.

439. Halliburton, Susannah [Pickett] Died before August 6, 1855, testate [Cont'd from Vol. II].

Note: She and her husband, Richard Halliburton, who died in 1853 (see Vol. II), are buried in the Halliburton Cemetery on Elam Road, which contains 3 shafts, one of which (probably hers) is between 2 trees and cannot be read. The other two are Mrs. Frances Hallyburton, 3 Mar 1817 - 8 Aug 1854. Richard Hallyburton, 25 Dec 1780 - 30 Mar 1853. Richard and Susannah were from Halifax, Virginia. The Executor of Susannah [Pickett] Halliburton's estate was her son, John Elam Halliburton.

April 16, 1872, Chancery Court Enrolled Cases #2, pg 290: B. [Benjamin] F. Hallyburton vs Mary H. [Bumpass] Hallyburton, executrix of John E. Hallyburton (deceased). The testatrix left her three sons, Reuben P. Hallyburton, William H. Hallyburton and John E. Hallyburton, \$5 each. She had willed everything else she possessed at the time of her death to her grandson, Benjamin Franklin Hallyburton, son of John Elam Hallyburton. When the will took effect, B. F. Hallyburton was sixteen. He had become of age, married and had three children. When the testatrix had died, she had 14 slaves and a considerable amount of live stock consisting of horses, hogs, cattle and sheep. She also had owned a considerable crop of cotton and corn. After the death of the testatrix, John E. Hallyburton had taken possession of her entire estate and in December had conducted a sale of live stock and other perishable property. The sale was irregular in that all items for sale were sold in one lot for \$1000. The executor had disposed of the cotton crop in an unknown manner. The executor had taken possession of the slaves, had hired some out to third parties and others he had used on his own land until 1861. When B. F. Hallyburton become of age, the slaves had been turned over to him but no accounting for the hire of the slaves had been made which should have amounted to over \$2000. The executor had never taken an inventory of the estate, had not turned in a list of items sold at the sale and had not made any settlements with the court. John E. Hallyburton died in 1871. The petitioner prayed that Mary H. [Bumpass] Hallyburton, executrix of John E. Hallyburton (deceased), be made a defendant in this case and that the court order a complete accounting of the estate of the testatrix.

440. Halstead, Mrs. Casandra Died November 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: Casandra Halstead, 26, married, died November 1849 in "child bed".

441. Hamilton, George Died in Wilson County, prior to 1860.

Note: The land in question was probably located in Rutherford County, TN

February 26, 1876, Chancery Court: Albion B. Smith vs James G. Hamilton and others. James G. Hamilton had paid in full as of May 6, 1872, the purchase price for the tract of 126 acres at \$30 per acre sold by the Clerk & Master from the heirs of George Hamilton (deceased).

February 26, 1876, Chancery Court: Albion B. Smith of Wilson Co. vs James G. Hamilton, Thomas E. Coleman, Dr. John Logue, John Wiley, John Wright, Samuel Jenkins and F. J. Sanders, citizens of Rutherford Co. except Logue, Wright and Jenkins who lived in Wilson Co.. The heirs of the deceased had obtained a decree of sale and the tract of 126 acres was sold for \$30 per acre to James G. Hamilton. In April 1872, the Clerk & Master reported that Hamilton had paid the entire purchase price and was entitled to a decree of title. The complainant charged that he had not in fact paid the purchase money but by arrangement with the other heirs of the deceased, he had given his notes individually to them for their respective share of the proceeds of the sale and was permitted by them to be vested with title. Complainant's wife, Hannah J. [Hamilton] Smith, was a daughter and heir of the deceased and James G. Hamilton gave her three notes for her share in the proceeds of the sale of the land. The notes had not been paid. The complainant had been advised that he had a subsisting lien on the land as security for payment. James G. Hamilton had executed a deed of trust to Thomas P. Coleman, son-in-law, on December 13, 1875, purporting to convey his personal property and 250 acres of land including the tract in question to secure the payment of debts of complainant and debts to the other defendants. Thomas P. Coleman had not accepted the trust nor had he qualified as trustee. The complainant charged the trust was inoperative and had been made to delay and hinder the collection of his debts. The complainant prayed for a decree enforcing his lien on the land.

October term, 1876, Chancery Court: Albion B. Smith vs James G. Hamilton, Thomas P. Coleman and others. James G. Hamilton was indebted to the complainant for a total of \$1161.38 and the complainant was entitled to a decree against Hamilton. The notes were given for part of the purchase money on a tract of 126 acres and a lien was retained on the land. The court nullified the

conveyance of James G. Hamilton to Thomas P. Coleman and ordered the Clerk & Master to resell the land. The defendants appealed the decision to the Supreme Court of Tennessee.

April term, 1877, Chancery Court: Albion B. Smith vs James G. Hamilton. Albion B. Smith was declared the purchaser of the 126 acres for \$1254.62 and was eligible for a decree of title subject to the defendant's right of redemption within two years. Albion B. Smith did not pay any money, the purchase price and associated costs were charged against the judgment he held against James G. Hamilton.

1850 U. S. Census, Wilson Co., Dist. 24: George Hamilton, 66 NC; Rebecca Hamilton, 64; Robert Hamilton, 25; Elizabeth Hamilton, 31; Martha Hamilton, 12; Alexander Hamilton, 10. **Note**: Albion Smith lived adjacent to George Hamilton and wife in the 1850 Census and adjacent to the widow in the 1860 Census.

442. Hahnlein, Moses Citizenship

November 23, 1868, Circuit Court Enrolling Docket #4, pg. 70: Moses Hahn lein [sic] appeared in Circuit Court on May 15, 1866 and swore an oath that he wanted to become a U. S. Citizen. On the above date, he appeared in Circuit Court and was granted citizenship.

443. Hardeman, Mary [Little] Died February 22, 1859, intestate. [Cont'd from Vols. II & III].

Note: Mary Little was the 2nd wife of Constant Hardeman, Sr. - died August 27, 1850 [see Vols. II & III]. They married December 12, 1824 in Williamson Co., TN. They are buried in the Hardeman Cemetery in Smyrna along with the 1st wife, Sarah Ann.

March 7, 1859, County Court: The deceased had a Negro woman named Minerva, about 28, and her six children, ages 8 years to 2 months. E. W. Burge and wife, Elizabeth, of KY; Margaret Gremmer; Angelina B. Claud; Sebastian C. King and his wife, Fanny L.; W. L. McConnico of Williamson Co.; Jacob Morton of Coffee Co.; Abram Morton of Shelby Co.; W. J. A. Morton, of Rutherford Co.; and Alexander Strong and wife, Lavinia E., of Lewis Co., petitioned the court to sell the Negroes as it was not possible to partition them. The court clerk was appointed to make the sale.

April 24, 1867, County Court: E. W. Burge and wife, Elizabeth Burge, of Davis Co., KY appointed S. B. McConnico of Williamson County to collect whatever was due and owing to Elizabeth Burge as one of the heirs of sister, Mary [Little] Hardeman (deceased).

July 5, 1876, County Court: S. [Sebastian] C. King, administrator of Mary [Little] Hardeman (deceased) and her heirs. Ex parte. The commissioner appointed to sell the slaves reported that after many years of litigation in Chancery and Supreme Courts, the lands of Walter Keeble who was security for the Ralstons on their appeal bond was sold in June 1876. George W. Hicks purchased the land for \$7558 but didn't pay any money but the judgment against A. H. Ralston, the purchaser of the slaves, had been credited against the amount bid.

444. Harney, Eliza J. Died March 1850, intestate.

Rutherford Co., TN US Census Mortality Schedules: Eliza J. Harney, 20, died March 1850 of Typhoid Fever.

445. Harris, _____ Died prior to 1847 in Davidson County, Tennessee, intestate.

March 16, 1868, Chancery Court Enrolled Cases #1, pg. 67: J. [John] W. Birdwell and wife, E. [Elizabeth] M. Birdwell vs Ira. P. Jones and Isaac Paul. Isaac Paul had been appointed guardian in 1849 of Ella Harris, daughter of Elizabeth Birdwell by her previous husband. Ella Harris had resided in the complainant's home from then until June 1865 when she married Charles M. McKay of Kentucky. The guardian had dispensed to his ward prior to 1858 about \$3000 without making any allowance to the complainants for her board. The petitioners charged they were owed \$2500 for board from 1849 until June 1865. The guardian charged that he had loaned them various sums of money and let them use a slave that had belonged to his ward and he had been justified in selling the land conveyed by the deed of trust.

Davidson County, TN Marriages: John W. Birdwell married Elizabeth M. Harris on October 6, 1847.

1850 Davidson Co., TN Census: J. W. Birdwell (m), 35 NC; W. H. Harris (m), 16; Ellen M. Harris, 5; John C. Harris, 2

1860 Davidson Co., TN Census: John W. Birdwell, 39; Elizabeth M. Birdwell, 42, NC; John C. Birdwell, 12; Blanche Birdwell, 7; Ella Maria Harris, 15.

446. Harris, J. K. P. Died July 1859, unknown.

Rutherford Co., TN US Census Mortality Schedules: J. K. P. Harris, 21, died July 1859 of a fever.

447. Harris, Jane M. Died before November 1, 1875, intestate.

November 1, 1875, County Court: The court noted the death of Jane M. Harris and appointed J. [John] M. K. Clark as the administrator of the estate. H. W. Clark and W. F. Clark provided part of the security.

March 9, 1876, County Court: The administrator of the estate presented an inventory and a sale list of the estate to the court. The sale list was extensive and the variety of items indicated that they came from some type of store, possibly dry goods.

November 2, 1877, November 11, 1878, November 5, 1879, February 2, 1880, County Court: J. M. K. Clark, administrator of the estate, made a partial settlement with the court.

May 10, 1880, County Court: J. M. K. Clark submitted an additional final settlement of the estate that showed the following distribution among heirs: Eleanor C. Prater, \$404.22; Elizabeth Page, \$404.22; J. M. Miller, M. F. Miller, J. [James] C. Miller, I. J. Miller and W. G., Miller and N. E. Carmack, \$404.22; Mary E. Hales, \$404.22; James M. Hubbard and M. E. Hubbard, \$80.84; J. M. Elliott, \$80.84; Mary E. Shumate, \$80.84; Mildred J. Williams & B. F. Williams, \$80.84; Campbell Holden & Elizabeth Holden, \$80.84. The last five shares were to the heirs of Margaret Elliott (deceased). The administrator, J. M. K. Clark and wife, \$404.22.

448. Harris, Mrs. Mary Died September 13, 1840, unknown.

September 19, 1840, Tennessee Telegraph: Died in this county on Sunday morning, Mrs. Mary Harris, consort of Capt. (wd) Harris. Mrs. Harris was in the 39th year of her age and had been for several years previous to her death a member of the Baptist Church.

449. Harris, Robert Died May 1850, intestate.

Rutherford Co., TN US Census Mortality Schedules: Robert Harris, 18, died in May 1850 of unknown reason.

450. Harris, Sally Died May 10, 1872, intestate.

July 1, 1872, County Court: The Poor House Commissioners reported that Sally Harris had died on May 10, 1872.

1870 Rutherford Co., TN Census, Dist. 23: Sallie Harris, 55, was a resident of the County Poor House.

451. Harrison, David A. Died before September 7, 1857, intestate [Cont'd from Vol. II].

Note: Son of Benjamin and Mary Harrison. David A. Harrison married Sarah H. Huggins on October 1, 1856.

August 7, 1878, November 6, 1880, County Court: C. [Camillus] B. Huggins, guardian for Mary R. Harrison, minor heir of D. A. Harrison (deceased), made a settlement with the court. The ward had a balance due of \$1109.04.

452. Harrison, Jenny (colored) Died January 10, 1874, intestate.

April 6, 1874, County Court: The Poor House Commission reported that Jenny Harrison (colored) died January 10, 1874.

453. Harrison, Joseph Died February 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: Joseph Harrison, 69, born MD, married, died in February 1850 of a fistula.

454. Hartwell, James (colored) Died June 1859.

Rutherford Co., TN US Census Mortality Schedules: James Hartwell (colored), 65, born in VA, slave, died in June 1859 of a "gravel".

455. Haynes, Andrew J., Sr. Died May 1859, testate. [Cont'd from Vol. II].

Note: Widow: Lively Ann [Coleman] Haynes Children: Lena M. [Haynes] Wray; Richard K. Haynes; Elizabeth [Haynes] Bobbit; William A. Haynes; Harvey Haynes; Margaret [Haynes] Wilson; Andrew J. Haynes, Jr.; Newton K. Haynes; Hugh T. Haynes.

Rutherford Co., TN US Census Mortality Schedules: A. J. Hanes, 81, married, born NC, died May 1860 of old age and cold.

456. Haynes, Ann T. Died in 1872, intestate.

Note: Widow 1st of Charles E. Sneed who died in 1838 - see Vols. I, II & III; and widow 2nd of John S. Haynes who died before October 4, 1852 – see Vols. I, II, & III.

January 6, 1873, County Court: Abram Haynes and wife, Sarah G. [Haynes] Haynes, Charles E. Sneed et al vs John W. Haynes et al. Joseph Haynes, Emma Haynes, Ed Haynes, Orbill [Orvill] Haynes, Robert S. Haynes and Luna Haynes, defendants, were minors under guardianship of Mrs. Sarah A. [Goodman] Haynes whose interest in the land was antagonistic to her wards so a guardian ad litem was appointed for them. George W. S. Haynes was under guardianship of George Batey. The clerk ascertained that the land could not be partitioned without severe damage to some of the heirs. John S. Haynes left a widow, Ann T. Haynes, who had her dower set aside which consisted of a tract of about 260 acres and a 5-acre tract of cedar land and she died in 1872.

April 15, 1879, County Court: Abram Haynes and wife & others vs John W. Haynes and others. The clerk reported that 134 acres had been auctioned off on March 24, 1879 for \$7.50 per acre. The purchaser paid cash.

October 7, 1879, County Court: Abram Haynes and wife & others vs John W. Haynes, Emma Haynes and others. Since the land had been sold, Adelaide [Haynes] Murphy, had died leaving three minor children to wit: Emma Murphy, William Murphy and Ada Murphy, her only children and heirs at law. They were residents of Tipton Co., TN.

November 3, 1879, County Court: Abram Haynes & wife, Sarah G. [Haynes] Haynes; Charles E. Sneed and others, heirs at law of John S. Haynes (deceased). The purchaser of 58 acres of land had paid his notes and there was \$1584.00 available for disbursement. The commissioner paid George W. S. Haynes, a minor child of John Haynes (deceased), a son of John S. Haynes (deceased) a full share of \$1069.37. The guardian receipted for the funds.

March 4, 1880, County Court: Abram Haynes & wife, Sarah G. Haynes et al vs John W. Haynes, Emma Haynes and others. The commissioner reported that he had paid out of the proceeds from the sale of land the following shares: #1. Ann B. [Haynes] Sneed and her husband, C. E. Sneed \$1069.37. #2. Harriet V. [Haynes] Nelson and her husband, Isaac R. Nelson \$1069.37. #3. George Betty, guardian of George W. S. Haynes \$1069.37. #4. C. E. Sneed, attorney in fact for Abram Haynes & wife, Sarah G. [Haynes] Haynes, \$564.70. #5. J. M. Haynes, attorney in fact for Abram Haynes & wife, Sarah G. [Haynes] Haynes, \$564.70. #6. The commissioner held \$1024.90 to be paid to the heirs of Nicholas Haynes (deceased) in the following proportions to wit: J. W. Haynes (of age) \$146.41; Joseph Haynes (of age) \$146.41; John W. Murphy, administrator of his deceased wife, Adelaid Murphy, formerly Adelaid Haynes, \$146.41; Thomas C. Murphy and wife, Emma Murphy, formerly Emma Haynes, \$146.41; R. C. Goodman, guardian of Edward Haynes and Luna Haynes, minor children of Nicholas Haynes (deceased), \$292.82; Henry Burnett and wife, Louisa Burnett, formerly Louisa Haynes, \$146.41.

Rutherford Co., TN Marriage records: John S. Haynes married Ann Sneed on November 20, 1839. Nicholas S. Haynes married Sarah A. Goodman on October 22, 1849. Charles E. Sneed married Ann B. Haines on April 5, 1852. Isaac R. Nelson married Harriet V. Nelson on December 5, 1855.

Tennessee State Marriages, 1780-2002: Abram Haynes married Sarah Haynes on November 12, 1832 in Williamson County.

457. Haynes, Charles (colored) Died September 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: Charles Haynes (colored), 40, married, died September 1849 of chronic diarrhea lasting 40 days.

458. Haynes, Sarah R. W. [Vaughan] Died before December 8, 1874, intestate.

Note: Daughter of Ambrose W. Vaughan, who died 1860 (see Vols. II & III) and wife, Sarah W. [Elliott] Vaughan.

December 8, 1874, County Court: An inventory of the personal property of the estate of S. R. W. Vaughan (deceased) was presented to the court.

Rutherford Co., TN Marriage Records: G. C. Haynes married S. R. W. Vaughan on September 21, 1870. **Note:** This is probably Granville Haynes, son of William A. Haynes.

459. Haynes, John S. Died before October 4, 1852, intestate. [Cont'd from Vols. II & III].

Note: Husband of Ann T. Haynes - see above.

July 1, 1867, Circuit Court Enrolling Docket #3, pg. 484: George Batey, guardian of G. [George] W. S. Haynes, a minor vs Henry Gregory, administrator of James B. Buchanan (deceased). The plaintiff sued for non-payment of a note originated on January 30, 1862 for \$797.20. A jury awarded the plaintiff the amount of the note plus an additional \$265.71 interest.

November 4, 1878, County Court: Abram Haynes & wife, Sarah G. [Haynes] Haynes; Charles E. Sneed and other heirs at law of John S. Haynes (deceased) vs John W. Haynes, Emma Haynes, and others, heirs at law of the deceased. Petition for judgment against C. [Charles] E. Sneed, J. A. Kimbro, James Harris and C. P. Nance for three notes totaling \$2016.46 given on February 1, 1873 for the purchase of land. The court aged \$454.94 interest.

460. Haynes, John W. Died before September 5, 1865, unknown. [Cont'd from Vol. II & III].

Note: John W. Haynes was the son of John S. Haynes. John W. Haynes married Margaret H. Batey on January 19, 1853.

October 15, 1874, Chancery Court Enrolled Cases #4, pg 515: George Batey, guardian of George W. S. Haynes, loaned on February 11, 1871, \$1645 of his ward's funds to John N. Ballentine who gave two notes. He paid one note but had a balance due of \$1045 on the second note. The guardian had obtained a judgment against John N. Ballentine, R. D. Jamison, administrator with the will annexed of Susannah J. Dillinger (deceased) and John N. Ballentine as endorser in Circuit Court for \$1266.89. The complainant prayed for a decree to sell the land and the proceeds thereof be applied to the judgment.

June 9, 1875, County Court: George Batey, guardian for George W. S. Haynes, a minor heir of John W. Haynes, made a final settlement with the court. The guardian was indebted to his ward for \$4345.04.

461. Haynes, Mrs. Martha Died April 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: Martha Haynes, 39, married, died April 1850 of cancer.

462. Haynes, Nathaniel Died before September 6, 1852, intestate. [Cont'd from Vols. II & III].

Note: Nathaniel Haynes married Manerva Beesley on November 28, 1838. Manerva Haynes married Thomas Turner on February 23, 1859.

November 10, 1876, County Court: James M. Haynes, guardian for Sara E. Haynes, a minor heir of Nathaniel Haynes (deceased), made a final settlement with the court.

463. Haynes, Nicholas S. Died in the late 1860's, intestate.

Note: Nicholas S. Haynes was the son of John S. Haynes and his 1st wife - see above. Nicholas S. Haynes married Sarah A. Goodman on October 22, 1849. They lived in Tipton Co., TN.

October 7, 1879, County Court: Abram Haynes and wife, Sarah G. [Haynes] Haynes and others vs John W. Haynes, Emma Haynes and others. Sarah A. [Goodman] Haynes, widow of Nicholas Haynes (deceased), was guardian of her minor children to wit: Joseph Haynes, Emma Haynes, Ed Haynes, Orville Haynes (deceased), Robert Lee Haynes (deceased). Nicholas Haynes (deceased) was a son of John S. Haynes (deceased).

464. Haynes, Thomas K.[King] Died between January 22, 1873 and December 1, 1873, testate.

Note: Thomas K. Haynes was the son of Abraham Haynes, who died September 15, 1838 - see Vol. I. He and his brother, Nathaniel Haynes, were executors of their father's estate.

Will dated January 22, 1873. Will probated December 1, 1873. First: The testator directed that his funeral expenses and debts

be paid as quickly as possible. Second: The testator gave to his wife, Eliza [Hill] Haynes, the tract of land where he lived known as the Floyd tract. He also gave her the cedar tract that formerly belonged to Drury Floyd (deceased). Additionally he gave her all the house and kitchen furniture, all of the stock on the farm to have and to hold during her natural life and at her death to be sold and the proceeds divided among her bodily heirs. Third: The testator directed his children to keep the land and pay all his debts; otherwise, the executor was to advertise and sell the land and pay the debts. After the debts were paid, the executor was to make the youngest children equal with the oldest children. The youngest sons, Richard Haynes and George Haynes, were each to receive \$100 for schooling equal to that received by the oldest children. Any balance was to be divided equally among all the children. Lastly: The testator nominated C. A. Hill as executor of the estate.

December 1, 1873, County Court: The will of Thomas K. Haynes (deceased) was presented for probate and C. A. Hill qualified as executor with a \$7000 bond with Abram Glenn and J. M. Haynes as securities. The court appointed commissioners to set apart sufficient provisions for Mrs. Eliza [Hill] Haynes, widow, for one year.

January 5, 1874, County Court: S. B. Boring, Esq. was allowed \$5 for holding an inquest on the body of T. K. Haynes (deceased). Dr. H. R. Williams was allowed \$5 for holding a post mortem examination of the body of the deceased.

March 4, 1874, County Court: A sale list of the estate of T. K. Haynes (deceased) was presented in court and was recorded. Mrs. Eliza [Hill] Haynes, John A. Haynes and Richard Haynes purchased items at the sale.

June 1, 1875, Chancery Court: C. A. Hill, executor vs James Leathers and wife and others. Defendants James Leathers and wife, T. E. [Tommie Eliza Haynes] Leathers; Richard Haynes; and George Haynes and George Cole and unknown heirs of Ann Cole (deceased) had been served and publication made but they did not appear. A judgment of pro confesso was issued against them.

June 2, 1875, Chancery Court: C. A. Hill, executor of Thomas K. Haynes (deceased) vs Richard Haynes and others. Complainants Mary Ann [Haynes] Watson, Charlotte [Haynes - Jarratt] Hodges, John A. Haynes, Susan C. Hester, C. [Christopher] H. Haynes, Martha Jane [Haynes] Leathers were six of the legatees of the testator. Defendants T. E. [Tommie Eliza Haynes] Leathers, Richard Haynes and George Haynes and the children of Ann [Sally Ann Haynes] Cole (deceased) and George Cole were the other heirs and legatees of the testator. The complainants were seeking to sell the land in accordance with paragraph three of the will. The real estate consisted of 290 acres. The court ruled that the executor had the power to sell the land. The proceeds were to be used to pay debts and legacies and the remainder was to be divided in accordance with paragraph three of the will.

November 2, 1881, County Court: C. A. Hill, executor of the deceased's estate, made a partial estate settlement with the court.

Rutherford Co., TN Marriage records: Thomas K. Haynes married Sarah Tutor on September 18, 1833. Dr. John McClaren Watson married Mary Ann Haynes on February 21, 1853. L. J. Jarrett married C. H. Haynes on November 3, 1859. Mrs. Charlotte H. Jarrett married A. P. Hodges on March 6, 1873. George W. Cole married Ann Haynes on December 20, 1859. John A. Haynes married Elizabeth Jane Taylor on June 2, 1870. John A. Haynes married Susannah R. Woods on May 20, 1883. Christopher H. Haynes married Leanna M. Floyd on November 11, 1869. W. L. Leathers married Mattie J. Haynes on December 16, 1873. A. J. Leathers married Tommie Eliza Haynes on February 10, 1875.

Tennessee State Marriages, 1780-2002: Thomas K. Haynes married Eliza M. Hill on February 23, 1842 in Williamson County.

November 1, 1850 Rutherford Co., TN Census (Murphy Dist.): Thomas K. Haynes, 42, NC; Eliza Haynes, 28; Mary A. Haynes, 15; Charlotte Haynes 13; Sally A. Haynes, 9; John A. Haynes, 7; Rebecca S. Haynes, 3; Christopher Haynes, born Mar/Apr 1850.

August 2, 1860 Rutherford Co., TN Census, Dist. 8 (Murphy): T. K. Hanes (m), 56; E. Hanes (f), 40; J. Haynes (m), 17; S. Haynes (f), 13; C. Hanes (m), 11; W. Hanes (m), 8; M. Hanes (f), 6; E. Hanes (f), 3; R. Hanes (m), 1

1870 Rutherford Co., TN Census, Dist. 12 (May): Thomas Haynes, 62 NC; Eliza Haynes, 49; William H. Haynes, 18; Martha Haynes, 16; Eliza Haynes, 12; Richard Haynes, 11; George Haynes, 8

465. Hays, Edward Died December 1849.

Rutherford Co., TN US Census Mortality Schedules: Edward Hays, 41, born in VA, married, died December 1849 of consumption.

466. Hayse, Philmore (colored) Died before July 7, 1873, unknown.

July 7, 1873, County Court: H. H. Brumbach was allowed \$5 for holding an inquest on the body of Philmore Hayse (deceased-colored).

467. Heatherly, G. W. vs Martha Heatherly – Divorce

November 23, 1872, Circuit Court: A decree of divorce was issued. The court gave the defendant custody of the minor child, James T. Heatherly. This decree was later the same day set aside as the request of both parties.

468. Heineman, C. C. Died before May 2, 1876, intestate.

May 2, 1876, County Court: The court noted the death of C. C. Heineman and appointed James D. Richardson as administrator who posted a bond for \$3000.

469. Helm, Dr. John B. Died in Missouri before June 1, 1874, testate.

June 1, 1874, County Court: John L. Roberts and Joseph Johnson, executors of the estate. The deceased died in Hannibal, Mason Co., Missouri. He died owning a large amount of real estate that was sold for \$84,720. He died leaving six children. H. [Henry] H. Clayton was the husband of Maria L. [Helm] when the testator died. Maria L. [Helm] Clayton died leaving five children to wit: John Clayton, Benjamin Clayton; Jennie Clayton; Mary Clayton, Henry Holm Clayton and William Lock Clayton, the last three minors. The court allowed H. H. Clayton to receive three-fifths of one-sixth part of the fund arising from the sale of the land, an amount of \$8472, as guardian of the three minor children. He was required to post a bond double the amount with Thomas B. Fowler, James Clayton and Jennie Clayton as securities. H. H. Clayton was also entitled to receive an estate for life in his deceased wife's share and was appointed administrator of his wife's estate. She died in Rutherford County.

Note: The History of Medicine in Rutherford Co., TN, by Dr. Robert Ransom. Dr. Henry Holmes Clayton married Maria Louisa Helm, a native of Kentucky in June 1849. They had five children. . . His first wife died in 1873. He married 2nd on June 24, 1874 Harriet Amelia "Hattie" Keeble, the widow of R. [Richard] H. Keeble.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 2: H. H. Clayton, 44 Physician; Mariah Clayton, 42; John Clayton, 18; Jane Clayton, 16; Mary Clayton, 13; Henry Clayton, 8; Nellie Clayton, 5; Josephine Hope, 19.

Evergreen Cemetery, Murfreesboro: Maria Louisa Clayton [no dates] wife of Dr. H. H. Clayton. Dr. H. H. Clayton, 27 Dec 1826 - 11 Aug 1888. Harriet Amelia Clayton, 7 June 1835 - 2 July 1913, [wife of H. H. Clayton.]

470. Henderson, A. G. [Albert Gallatin], Sr. Died February 11, 1875, intestate.

Note: Albert G. Henderson was the son of James [died 1837 - see Vol. I] and Frances Henderson.

May 5, 1875, County Court: I. B. Collier was appointed guardian for A. G. Henderson [Jr.], Ida Love Henderson, Eugene Henderson, Kate Irby Henderson, Charles Love Henderson, Addie Henderson and Mattie Henderson, minor children of A. G. Henderson (deceased).

September 16, 1875, County Court: I. B. Collier, guardian, submitted the following inventory of the property of the minor heirs of A. G. Henderson (deceased) to wit: A. G. Henderson [Jr.], born March 25, 1855, \$2063.02 for one-nineth share in four insurance policies; Ida Love Henderson, born March 22, 1857, \$2063.02 for one-nineth share in four insurance policies; Eugene Henderson, born September 12, 1859, \$2063.02 for one-nineth share in four insurance policies; Kate Irby Henderson, born September 4, 1871, \$2063.02 for one-nineth share in four insurance policies; Charles Love Henderson, born May 20, 1863, \$2063.02 for one-nineth share in four insurance policies; Adda Henderson, born January 18, 1866, \$2063.02 for one-nineth share in four insurance policies; and Mattie Henderson, born September 16, 1867, \$2063.02 for one-nineth share in four insurance policies.

March 9, 1876, County Court: A guardian inventory of the heirs of A. G. Henderson (deceased) was presented in court. Eugene Henderson had a balance of \$2070.97, Katie I. Henderson had a balance of \$2071.00, Charles L. Henderson had a balance of \$2073.79, Addie Henderson had a balance of \$2071.00 and Mattie Henderson had a balance of \$2071.00.

April 6, 1876, County Court: I. B. Collier, guardian for A. G. Henderson, a minor heir of A. G. Henderson (deceased), made a settlement with the court. Receipts included \$2063.02 as his one-nineth share from four different life insurance the deceased had.

January 4, 1877, February 8, 1877, County Court: J. R. Love next friend of Ida Henderson. Ida Henderson was a citizen of Davidson Co. and her estate was in Rutherford Co. I. B. Collier was guardian in Rutherford Co. and J. R. Love was guardian in Davidson Co. The court decreed that the estate was to be removed to Davidson Co. when J. R. Love executed a bond for \$4200.

December 21, 1877, County Court: I. B. Collier, guardian for Miss Kate I. Henderson, minor heir of A. G. Henderson (deceased), made a final settlement with the court. The ward had a balance of \$2079.88.

October 9, 1878, County Court: I. B. Collier, guardian for Eugene Henderson, Addie Henderson, Mattie Henderson and Charles L. Henderson, minor heirs of A. G. Henderson (deceased), made a settlement with the court. As of October 1, 1878, Eugene had a balance due of \$2110.30; Addie had a balance due of \$2062.82; Mattie had a balance due of \$2062.82 and Charles L. had a balance due of \$2062.11.

December 3, 1879, January 7, 1880, March 12, 1881, County Court: E. [Edward] L. Jordan was appointed guardian for Addie Henderson, Mattie Henderson and Charles L. Henderson, minor heirs of A. G. Henderson (deceased). He posted a bond of \$15,000. John A. Collier, executor of I. B. Collier (deceased), who was in his lifetime guardian for minor heirs of A. G. Henderson (deceased), made a settlement with the court. Addie had a balance due of \$2136.92; Mattie had a balance due of \$2126.02; and Charles L. had a balance due of \$2125.17.

October 7, 1880, County Court: John A. Collier, one of the executors of I. B. Collier (deceased), who in his lifetime was guardian of Eugene Henderson, a minor child of A. G. Henderson (deceased), made an estate settlement with the court.

Rutherford Co., TN Marriage records: A. G. Henderson married Eveline M. Love on March 25, 1841. A. G. Henderson married Elizabeth M. Love on August 31, 1847.

Evergreen Cemetery, Murfreesboro: A. G. Henderson [Sr.], 1 June 1819 - 11 Feb 1875.

471. Henderson, Mrs. Died before April 6, 1874, unknown.

April 6, 1874, County Court: B. R. Bivins was allowed \$1 for burial clothes for Mrs. Henderson (deceased).

472. Henderson, Eugene Died May 31, 1869, unknown.

The Monitor, July 3, 1869: Near this city May 31, 1869, Eugene, infant son of William P. and Lou Henderson died age 20 months.

Rutherford Co., TN Marriage records: William P. Henderson married Louisiana Pruitt on April 28, 1858.

473. Henderson, John B. Died ca November 1828, testate

Note: This is the same John Henderson listed in Volume I [#689]; Volume II [#500]; and Volume III [#405]. The widow of John Henderson, Sarah [Cocke] married William C. Vaulx. Sarah was the daughter of William and Martha Cocke. William Cocke died 1835 (see Vol. I). Apparently, John and Sarah [Cocke] Henderson had no children. On August 2, 1860, Sarah Cocke Henderson Vaulx died, testate (see Vol. II). At her death the estate of John Henderson descended to the heirs of his brothers and sisters.

June 5, 1872, Chancery Court: J. [James] H. Patterson, administrator *vs* W. [William] C. Vaulx and John M. Vaulx, executors of Sarah [Cocke - Henderson] Vaulx (deceased); George W. Smith; F. W. [Francis Whiting] Washington and Theo. Smith, executors of W. H. Smith (deceased); James F. Henderson; William H. Wade; George W. Smith and wife, Elizabeth [Henderson]; and others, devisees of John B. Henderson (deceased). The court ordered an accounting of the assets of the estate of John Henderson (deceased) that came into the hands of Sarah Vaulx, executrix, formerly Sarah [Cocke] Henderson, to determine what became of the money and what were the liabilities of the estate.

474. Henderson, Lawson Died November 21, 1843, intestate. [Cont'd from Vol. II].

October term, Chancery Court Enrolled Cases #10, pg. 55: Martha [Henderson] McCoy, sister of John Henderson, had died May 2, 1827. William Henderson, a brother of John Henderson, had died September 6, 1822.

475. Henderson, Pleasant (colored) Died December 20, 1875, intestate.

January 3, 1876, County Court: The Poor House Commissioner's report stated that Pleasant Henderson (colored) died on December 20, 1875.

476. Hendrix, Thomas Died before March 6, 1854, intestate. [Cont'd from Vol. II].

Note: Widow: Mary [May] Hendrix. They married 21 November 1843. Administrator: Devereux Jarratt
5 children: Mary S. Hendrix, Thomas S. Hendrix, Hester Ann Hendrix, Nancy S. R. Hendrix, Rutha P. D. Hendrix

June 9, 1866, County Court: Joseph F. Brooks, Jr. and wife, Hester Ann [Hendrix] Brooks vs Lemuel Manier and wife, Mary [Hendrix]; E. E. Taylor and wife, Mary [Hendrix]; Nancy Hendrix and Ruth P. D. Hendrix, the last two were minors under guardianship of Devereaux Jarratt. The widow, Mary [May] Hendrix, had married Lemuel Manier. The intestate's children were: Mary S. [Hendrix] Taylor, wife of E. E. Taylor; Hester Ann [Hendrix] Brooks, wife of Joseph F. Brooks, Jr.; and Nancy S. R. Hendrix and Rutha P. D. Hendrix. The widow's dower had been set aside as well as the distributive share of Mary S. [Hendrix] Taylor. The balance of the land was held in common. Hester Ann [Hendrix] Brooks petitioned for her share of the real estate to be set aside.
April 1, 1872, County Court: William Ralston and wife, S. N. [Nancy] R. [Hendrix] Ralston vs Rutha P. D. Hendrix, a minor. Thomas Hendrix died in 1854. At his death, he had owned a tract of about 150 acres. He left surviving him his widow, Mary [May] Hendrix, who married Lemuel Manire. This land descended to his four children subject to the widow's dower. The children were to wit: Mary S. [Hendrix] Taylor, wife of E. E. Taylor; Hester Ann [Hendrix] Brooks, wife of Joseph F. Brooks; Rutha P. D. Hendrix; and S. N. [Nancy] R. [Hendrix] Ralston, wife of William Ralston. The dower of Mary [May – Hendrix] Manire had been set apart and the distributive share of Mary S. [Hendrix] Taylor had also been set apart. In 1866, the distributive share of Hester Ann [Hendrix] Brooks had been set apart. The balance of the land was owned by S. N. [Nancy] R. [Hendrix] Ralston and Rutha P. D. Hendrix. Commissioners were appointed to divide the remaining land between the two parties.

Rutherford Co., TN Marriage records: Thomas Hendrix married Mary May on November 21, 1849. Lemuel Manear married Mrs. Mary [May] Hendrix on July 15, 1858. E. E. Taylor married Susannah Hendrix on October 15, 1865. Joseph F. Brooks married Hester A. G. Hendrix on February 16, 1866. William Ralston married S. N. R. Hendrix on February 15, 1871.

477. Henry, Mrs. Sarah B. Died April 1860.

Rutherford Co., TN US Census Mortality Schedules: S. B. Henry (female), 57, married, born VA, died in April 1860 of congestion of the brain.

1850 Rutherford Co., TN Census, Murfreesboro: F. Henry, 49, VA, Railroad Conductor; Sarah B. Henry, 48, VA; Virginia Henry, 47; Catharine Henry, 16; Benjamin Henry, 15; James Henry, 13; and other boarders.

478 Herald, Mrs. Anna Died November 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: Anna Herald, 21, married, died November 1849 of unknown cause.

479. Herndon, Martha [Batey] Died in 1870, intestate.

Note: Widow of Samuel J. Herndon who died in 1864 – see below. Daughter of William D. Batey (deceased) – see above for details.

480. Herndon, Samuel J. Died in 1864 probably in Arkansas, intestate.

Note: Husband of Martha [Batey] Herndon – see above.

August 2, 1878, County Court: W. M. Batey was appointed guardian for Madison L. Herndon, Jasper N. Herndon, Roxana K. Herndon, Mary T. Herndon, Nancy K. Herndon, William H. Herndon and T. C. Herndon, minor heirs of Samuel and Martha [Batey] Herndon. **Note:** Not sure why W. M. Batey was appointed guardian as according to the 1860 census, most of the children would have been of age. Unable to locate any of the children after the 1860 Census:

Rutherford Co., TN Marriage records: Samuel Herndon married Martha Batey on July 21, 1845.

1860 U. S. Census, Lawrence Co., AK, Reeds Creek: Samuel J. Herndon, 36 TN; Martha Herndon, 32 TN; Madison L. Herndon, 14 TN; Jasper N. Herndon, 10 TN; Roxanna Herndon, 8 TN; Tennessee Herndon, 6 (f) TN; Nancy C. Herndon, 3; William H. Herndon, 1.

481. Herriford, Josephine [Brown] Died August 1859, unknown.

Note: She was the daughter of James M. Brown, Sr. and Esther C. Fleming, who married June 5, 1829 and divorced between 1843-1849 in Rutherford Co., TN.

Rutherford Co., TN US Census Mortality Schedules: Josephine Herriford, widow, 25, died August 1859 of consumption.

Rutherford Co., TN Marriage records: Jacob H. Herriford married Josephine Brown on December 20, 1849.

1850 Rutherford Co., TN Census, Murfreesboro: Esther Brown, 41; Robert Brown, 15; James Brown, 13; Elizabeth Brown 11; Louisa Brown, 7; Jacob Herriford, 23, Stage manager; Josephine Herriford, 17.

482. Herrod, David Died November 15, 1869, intestate.

Note: David Herrod [1785-1869] and his wife, Philby [1783-1864], were both born in North Carolina according to the 1850 census.

November 4, 1871, Chancery Court: David T. Herrod & others vs Phoebe Bowling and others. The purchaser of the land had paid in full his first note for \$1130.37. The court ordered the Clerk & Master to distribute the funds to the heirs at law of David Herrod (deceased). **Note:** Based on the census records Rebecca [Herrod] Bowling and Phoebe [Herrod] Bowling are probably one and the same person.

January 2, 1872, County Court: Jane S. Bowling was appointed guardian for D. T. Bowling, V. P. Bowling, A. B. Bowling, J. M. Bowling, Martha Bowling and Mary Bowling, minor children of James and Rebecca [Herrod] Bowling (deceased) and minor heirs at law of David Herrod (deceased).

February 5, 1872, County Court: The court noted the death of David Herrod (deceased) and appointed D. [David] T. Herrod as administrator.

October 31, 1872, Chancery Court: David T. Herrod, Jane Herrod, William Herrod, Jesse Bowling & Hannah J. Bowling vs Phoebe Bowling, A. Bowling, James Bowling, Martha Bowling and Mary Bowling. There was an outstanding debt against the estate and the administrator had no assets with which to pay. The court ruled that the debt be paid out of proceeds from the sale of land sold under a previous decree of this court. Any proceeds left over were to be divided as follows to wit: David T. Herrod, one fourth; Jane Herrod, one-fourth; William Herrod, one-fourth; Jesse Bowling, Hannah Jane Bowling; Phoebe Bowling; Thomas Bowling; Pocahantus Bowling; America Bowling; Martha Bowling and Mary Bowling, one fourth to be equally divided among them. These were children of Phoebe [Herrod] Bowling (deceased), heir of David Herrod (deceased).

April 29, 1873, Chancery Court: David T. Herrod et al vs Phoebe [Herrod] Bowling et al. W. K. Herrod had purchased land on December 15, 1869, and for part of the purchase money had executed a note for \$1130.38 with D. T. Herrod as security. There remained a total of \$567 principal and \$70.92 interest due on the note. The court issued a judgment against W. K. Herrod as principal and D. T. Herrod as security for \$634.30 including the cost of the cast.

September 15, 1873, April 6, 1874, March 3, 1875, March 9, 1876, August 10, 1880, April 8, 1881, County Court: Jesse S. Bowling, guardian for D. T. Bowling, V. P. Bowling, A. B. Bowling, J. M. Bowling, Martha and Mary Bowling, minor children of James and Rebecca [Herrod] Bowling (deceased) and minor heirs at law of David Herrod (deceased).

April 30, 1875, Chancery Court: The purchaser of 123 acres had paid the purchase money and the court divested title from the heirs of David Herrod (deceased) to wit: Jane Herrod, D. T. Herrod, William Herrod, Jesse Bolling and Hannah Bolling, Thomas Bolling, Pocahuntas Bolling, America Bolling, James Bolling, Martha Bolling, and Mary Bolling, the last six being minors.

Rutherford Co., TN Marriage records: James Bowling married Rebecca C. Herrod on November 12, 1846.

1850 Rutherford Co., TN Census, McCrackens Dist.: David Herod, 52 NC; Feby Herod, 56 NC; Jane Herod, 36; Jesse Herrod, 25; Thompson Herod, 22; John Herod, 19.

1850 Rutherford Co., TN Census, McCrackens Dist.: James Bolin, 35 VA; Rebecca Bolin, 24; Jesse Bolin, 2; Hannah J. Bolin, 1. **Note:** An internet researcher states he was James Marshall Bowling.

1860 Rutherford Co., TN Census, McCrackens Dist.: J. Bowlin, 52 VA; Rebecca Bowlin, 36; Jesse Bowlin, 13; H. Bowlin (f), 11; F. E. Bowlin (f), 10; David Bowlin, 8; P. H. Bowlin (f), 7; Mary Bowlin, 4; J. M. Bowlin (m), 3; J. W. Bowlin (m), 1.

Herrod Cemetery, near Readyville: David Herrod, 8 July 1785 - 15 Nov 1869, and wife, Philby Herrod, 5 Aug 1783 - 18 June 1864.

483. Hicks, Elizabeth H. [Marable] Died February 26, 1860, unknown.

Note: She was married about 1816 to John B. Hicks - see Vol. II and below.

Rutherford Co., TN US Census Mortality Schedules: E. H. Hicks (female), 59, married, born VA, died February 1860, of Dropsy.

Hicks Cemetery, on Asbury Road: Elizabeth H. Hicks, consort of John B. Hicks, daughter of Benjamin & Lucy Marable, age 59 years, 5 mos & 13 days [13 Sep 1800] - 26 Feb 1860.

484. Hicks, John B. Died between May 3 and June 3, 1865, testate. [Cont'd from Vol. III].

Note: Widower of Elizabeth H. [Marable] Hicks, died 1860 - see above. H. [Henry] T. Prater and H. [Henry] H. Hicks were administrators.

May 3, 1865, Circuit Court Enrolling Docket #2, pg. 162: Will of John B. Hicks: First: All debts and burial expenses were to be paid from his effects. Second: The testator wanted his personal estate sold at auction. Third: The testator's real estate was to be divided among his heirs if living, if not their lawful representatives. Fourth: All money was to be divided the same as the real estate. Fifth: The testator left it to the majority of his heirs to decide whether the real estate was to be sold or divided among the heirs. His son, John M. Hick's widow, and daughter were to be considered as one of the heirs to have one share jointly. If the daughter died, her part was to return to the estate. If the widow died, the daughter was to have her part. **Note:** John M. Hicks died circa 1862 - see Vol. III and below.

July 18, 1865, Circuit Court Enrolling Docket #2, pg. 164. H. [Henry] T. Prater protested the will in right of his wife. The court after inspecting the will noted that Ann Sarah [Sarah Ann] [Murfree] Hicks, widow of John M. Hicks (deceased), was the only legatee with an interest in establishing the validity of the will. She was given until the first day of the next term to post a \$500 bond to prosecute or the court was going to declare the will null and void and appoint an administrator to administer the estate. She failed to appear and the will was declared null and void.

November term, 1874, Circuit Court Enrolling Docket #7, pg. 525: H. [Henry] T. Prater and wife, Mary E. [Hicks - Farmer] Prater; children of Isaac M. Hicks (deceased): James Hicks; Harry [Henry] Hicks; Walter Sutton and wife, Elizabeth "Bettie" [Hicks] Sutton; H. H. Hicks; Eliza A. Morton (feme sole), formerly Eliza A. Hicks; William A. Ransom; Eveline [Hicks] Ward; Harry Hicks and S. J. Cobb, all residing in Rutherford Co., except Walter Sutton and wife, residents of Bedford Co. and Eveline [Hicks] Ward who resided in Texas. And Ann Sarah [Sarah Ann] [Murfree] Hicks, widow of John M. Hicks (deceased), Sarah Ann [Patillo] Hicks, widow of Isaac M. Hicks (deceased) vs Louiza Elizabeth Hicks, a minor and child and heir of John M. Hicks (deceased), residing in Rutherford Co.. John B. Hicks (deceased) and his wife, Elizabeth [Marable] Hicks left seven children to wit: Mary E. [Hicks] Prater; Harry [Henry H.] Hicks; James H. [Hartwell] Hicks; Eliza Ann [Hicks] Morton; Eveline [Hicks] Ward; Isaac M. Hicks (deceased) and John M. Hicks (deceased). Elizabeth [Marable] Hicks was the daughter and heir of Benjamin Marable (deceased) who had died intestate leaving valuable real estate. The portion of the deceased's real estate that fell to the children and heirs of Mrs. Elizabeth [Marable] Hicks, wife of J. B. Hicks, and in which the children were entitled in right of their deceased mother consisted of a tract of 210 acres that now belonged to heirs of John B. Hicks (deceased). After John B. Hicks and his wife had died, a son, Isaac M. Hicks had died leaving three children to wit: Elizabeth [Hicks] Sutton, wife of Walter Sutton; Henry Hicks and James Hicks who were entitled to one-seventh of said land subject to the dower right of their mother who was still living. John M. Hicks, son of John B. and Elizabeth [Marable] Hicks (deceased), had died after his parents leaving a widow, Ann Sarah [Sarah Ann] [Murfree] Hicks, and his only child, Louiza Elizabeth Hicks, who was entitled to one-seventh of the property subject to dower rights of her mother. Henry Hicks and James Hicks had sold their rights in the property to William A. Ransom. Mary E. [Hicks] Prater and Eveline [Hicks] Ward had sold their rights to S. J. Cobb. Petitioners prayed the court to appoint commissioners to partition the land and to assign Ann Sarah [Sarah Ann] [Murfree] Hicks, widow of John M. Hicks (deceased), her dower out of the one-seventh set apart to Louiza Elizabeth Hicks and to assign Sarah Ann [Patillo] Hicks, widow of Isaac M. Hicks (deceased), her dower out of the one-seventh set apart to Walter Sutton & wife, Elizabeth [Hicks] Sutton; Henry Hicks and James Hicks, in right of their late father, Isaac M. Hicks (deceased).

November 24, 1875, Circuit Court: H. [Henry] T. Prater and wife, Mary E. [Hicks]; H. [Henry] H. Hicks; Elizabeth A. [Hicks] Morton; Eveline [Hicks] Ward and other heirs of John B. Hicks (deceased) and wife, Elizabeth [Marable] Hicks (deceased) and heirs of Benjamin Marable (deceased) in right of Elizabeth [Marable] Hicks (deceased) and William A. Ransom and S. J. Coff, vendees of a portion of the heirs. The commissioners reported the partition of the land as follows: Henry H.. Hicks, two tracts totaling almost 23 acres; Mrs. Eliza [Hicks] Morton, two tracts totaling almost 34 acres; S. J. Cobb, two tracts totaling 53 plus acres; Louisa E. Hicks, two tracts totaling 36 plus acres; William A. Ransom, two tracts totaling 71 plus acres; Mrs. Ann S. Hicks [Sarah Ann]

[Murfree] , widow of John Hicks (deceased), a dower of just over 8 acres taken from the land assigned Louisa E. Hicks; Mrs. Sarah A. [Patillo] Hicks, widow of Isaac M. Hicks, a dower of 10 acres.

April 6, 1876, Chancery Court Enrolled Cases #7, pg. 15: H. [Henry] T. Prayer and wife, Mary E. [Hicks] Prater, as administrator and in his own right, et. al. The real estate had been sold and a portion of the proceeds remained in the hands of John Jones, commissioner. The intestate had advanced \$500 each to Isaac Hicks, Eliza [Hicks] Morton, John Hicks and H. H. Hicks. Eveline [Hicks] Ward and Mary E. [Hicks] Prater had not received any advancements. The petitioners prayed that \$500 each be given the later two from the money held by John Jones before further distribution was made.

Rutherford Co., TN Marriage records: James W. Morton married Eliza Ann. Hicks on January 21, 1848. Benjamin F. Ward married Evaline Hicks on September 14, 1854. Isaac M. Hicks married Sarah Ann Patillo on December 12, 1837. John M. Hicks married Sarah Ann Murfree on December 22, 1857. Enoch J. Farmer married Mary E. Hicks on October 3, 1854. Henry T. Prater married Mrs. Mary E. Farmer on March 1, 1859. Henry H. Hicks married Mary W. Ward on November 3, 1854.

1850 Rutherford Co., TN Census, Sulphur Spring Dist: John B. Hicks, 59, NC; Elizabeth H. Hicks, 49 VA; John M. Hicks, 18; Henry H. Hicks, 16; James H. Hicks, 13; Eveline H. Hicks, 11; Mary J. Hicks, 9.

485. Hicks, John M. Died before June 3, 1865, intestate. [Cont'd from Vol. III].

Note: John M. Hicks was the son of John B. and Elizabeth [Marable] Hicks - see above. Administratrix: Sarah Ann [Murfree] Hicks - based on the 1860 census, she was his second wife.

April 6, 1875, June 7, 1876, November 7, 1877, May 31, 1878, May 6, 1879, April 9, 1881, County Court: John Woods, guardian for L. [Louisa] E. Hicks, minor heir of John M. Hicks (deceased), made a settlement with the court.

486. Hicks, Serepta A. [Nance] by her next friend, Richard Nance vs Henry N. Hicks – Divorce

November 21, 1872, Circuit Court: The couple were married on or about March 8, 1870 and lived together until September 22, 1872 when the plaintiff withdrew and they had not lived together since. The court found the defendant guilty of cruelty making it unsafe for the plaintiff to continue cohabitation. The plaintiff was pregnant and the court decreed that if the child be born alive, the mother was to have custody. The court restored her maiden name of Serepta A. Nance. The court returned ownership to the plaintiff of all the items that her father had given to her along with all her items of wearing apparel.

Tennessee State Marriages, 1780-2002: Henry N. Hicks married Miss S. R. Nance on March 8, 1871 in Rutherford Co.

487. Hicks, William Dement Died on or about January 12, 1874, testate.

Note: There was a previous will dated August 5, 1867. It mentions his wife, Sarah D. Hicks. It listed three sons, Edwin J. Hicks, Evander A. Hicks and William H. Hicks.

Will dated June 30, 1873. Will probated January 12, 1874. The testator willed that funeral expenses, doctor's bills and any just debts be paid first. If there was anything left, it was to be disposed of as follows: He owned a house and lot at the corner of Church and Lytle streets in Murfreesboro. First: The testator willed to his daughter, Mary Florence Hicks and the heirs of her body, the portion of the lot fronting on Church Street running 68½ feet and running east with Lytle street 150 feet. Second: In the event she died without issue, one half of the lot bequeathed to her was to go to the testator's son, Robert Joseph Hicks. The other half was to go to the heirs of Evander A. Hicks by his then wife, Juliet G. Hicks or any other wife. Third: The testator also willed to Mary Florence Hicks all of his household and kitchen furniture including her mother's wardrobe and jewelry. Fourth: The testator bequeathed to his son, Robert Joseph Hicks and the lawful heirs of his body, the remaining 80 feet of the lot previously described. Fifth: In the event Robert Joseph Hicks died without lawful heirs of his body, the one-half of the lot bequeathed to him was to go to Mary Florence Hicks and the other half was to go to the lawful heirs of Evander A. Hicks. Sixth: The testator gave Robert Joseph Hicks a walnut bedstead together with one good feather bed, two pillows and necessary bed clothing. He also gave him his silver lever watch and a mantle mirror. Seventh: The advancements made to Evander A. Hicks including \$130 that he was to have paid for Robert Joseph Hicks equals the portion the testator bequeathed to Robert Joseph Hicks. The testator further gave to Ella Hicks and Willie Hicks, children of E. [Evander] A. Hicks and Juliet G. Hicks, \$10 each.

January 12, 1874, County Court: The will of William Dement Hicks (deceased) was probated, was proven and recorded.

March 2, 1874, County Court: The will of W. D. Hicks (deceased) did not appoint an executor so Mary F. Hicks and Robert J. Hicks applied for and were given letters of administration with the will annexed. They gave bond of \$2000.

April 6, 1874, County Court: The coroner was allowed \$5 for holding an inquest on the body of William D. Hicks (deceased).

March 15, 1886, Chancery Court: G. W. Ransom vs John Drechsler and wife, Mary Florence [Hicks] Drechsler; and Nina Drechsler, Lotta May Drechsler, William Adrian Drechsler and Anna Lou Drechsler, were minors without guardians and children of John and Mary [Hicks] Drechsler and against Evander A. Hicks, a citizen of Texas. William D. Hicks died on or about January 12, 1874, testate. At the time of his death, the testator left no widow and defendants, Mary Florence [Hicks] Drechsler and Evander A. Hicks and one Robert Joseph Hicks, who had died, were his only children. There were also two grandchildren, Ellen Hicks and Willie Hicks, children of Evander A. Hicks. Both of these grandchildren died without issue. The complainant further stated that on December 30, 1884, John Drechsler and wife sold and conveyed to him their undivided interest in the 80 feet of a lot that had been devised in item four of the testator's will in the first instance to Robert Joseph Hicks. The complainant added that since the conveyance, John Drechsler and wife had erected valuable improvements upon one end of the 80 foot lot with the full knowledge of the situation with the title in that only the heirs of Evander Hicks and the complainant were interested in the property. Complainant asked the court to assign him the undivided one-half of the lot as it stood before the improvements were erected and leave the improvements on the share that was to be assigned to the heirs of Evander A. Hicks. The defendants failed to appear in court or to answer the bill and the court issued a decree of confessed.

Rutherford Co., TN Marriage records: William D. Hicks married Sarah Tucker on January 13, 1835. John Drechsler married Mary F. Hicks on August 29, 1875.

1870 Rutherford Co., TN Census, Murfreesboro: William D. Hicks, 68, NC; Sarah Hicks, 58; Ed J. Hicks, 35; William M. Hicks, 28; Mary Hicks, 23; Robert J. Hicks, 21.

488. Higdon, Amanda "Cary" [Ross] vs John A. Higdon – Divorce

Note: Amanda Caroline "Cary" Ross was the daughter of Robert Ross, Sr. and Nancy [Wills] Ross. She married first, Cicero P. Cunningham and second John A. Higdon.

July 15, 1872, Circuit Court: The court ordered that depositions be taken from ? Smithy and wife on July 19, 1872.

July 22, 1872, Circuit Court: The couple married May 1, 1867 and lived together until 1871. The defendant committed adultery and became cruel and abusive. The complainant was awarded custody of a 3-year old girl. The couple was living on complainant's land that she inherited from her father, Robert Ross, and her brother, Wilson I. Ross. A decree of divorce was awarded.

July 22, 1872, Circuit Court: The clerk determined that the defendant had taken \$1653 worth of animals and feed from the plantation owned by the complainant. The court ordered the complainant to recover said sum from the defendant.

Rutherford Co., TN Marriage records: C. [Cicero] P. Cunningham married Amanda C. Ross on March 3, 1859. John A. Higdon married Cary A. Cunningham on May 1, 1867.

489. Higginbotham, John Died October 1855, intestate. [Cont'd from Vol. II & III].

Note: The deceased was the son of Elijah Higginbotham [died 1851 - see Vol. II]. John Higginbotham married Martha Renshaw on January 31, 1855.

August 4, 1875, County Court: John A. Renshaw, guardian for John Higginbotham, minor heir of J. Higginbotham, made a settlement with the court.

490. Hight, Henry C. Died before October 6, 1873, unknown.

October 6, 1873, County Court: Joseph Engles was allowed \$5 for holding an inquest on the body of Henry C. Hight (deceased).

491. Hightower, W. W. Died March 21, 1873, intestate.

Note: According to newspaper accounts of the time he had been shot and killed.

May 6, 1873, County Court: The court noted the death of W. W. Hightower and appointed Mrs. A. (Armilda) D. [Blanton] Hightower as administrator of the estate.

June 19, 1873, County Court: A. D. [Blanton] Hightower, administrator of the estate, submitted an inventory of the estate.

November 5, 1873, County Court: A. D. [Blanton] Hightower vs Mattie E. Hightower; Mollie M. Hightower; Benjamin W. Hightower; Thomas J. Hightower and Willie W. Hightower. W. W. Hightower had died in Alabama on March 21, 1873 on business trip. The widow, A. D. [Blanton] Hightower, petitioned for dower, homestead and a year's allowance. The defendants were all minor children of the intestate. The intestate owned land in Rutherford and Davidson Counties. Commissioners were appointed to set apart the widow's dower and homestead.

January 6, 1874, County Court: The intestate owned improved and vacant lots in Murfreesboro, Rutherford Co., and vacant lots in Nashville, Davidson Co., the total value of which was \$4300. After a deduction for homestead, the widow was assigned the house and lot where the intestate lived when he died as her dower and homestead. She was also given \$100 for supplies to carry her through the remaining months of a twelve-month period following her husband's death.

October 29, 1874, Chancery Court: Amanda [Blanton] Hightower, administratrix vs Mattie Hightower et al. The estate owed a minimum of \$1823.55 more than realized from the personal assets of the deceased. The intestate owned a house and lot in Murfreesboro that had been set apart for the widow's dower. He owned one-half interest in a store house and lot on Main Street in Murfreesboro worth about \$1000. There were two vacant lots worth about \$200 each and three unimproved lots in Nashville worth about \$8 per foot. The Clerk & Master was appointed commissioner to auction the property available for sale.

June 1, 1875, Chancery Court: Mrs. A. D. [Blanton] Hightower, administratrix vs Mattie Hightower et al. In accordance with a court decree, a house and lot on Main Street in Murfreesboro belonging to the estate of W. W. Hightower (deceased) was sold at auction on February 1, 1875. The property was sold for \$900. The commissioner also sold a vacant one-acre lot also in Murfreesboro to the widow for \$125. He also auctioned three vacant lots on Cherry Street in Nashville but was unable to sell them. The commissioner again auctioned the lots on April 15, 1875, and the widow purchased them for \$135.

March 9, 1876, County Court: The commissioners reported setting apart one year's support to Mrs. A. M. Hightower, widow of the deceased. They allowed her \$400 in addition to the other provisions because she had been living by means other than her deceased husband's estate from the time of his death.

April 17, 1876, Chancery Court: J. [John] A. Renshaw who purchased one-half interest in a house and lot at a sale on February 1, 1875, had paid all the purchase money. Title to the one-half interest in the house and lot was divested out of Mrs. A. D. Hightower and her children.

April 16, 1877, Chancery Court Enrolled Cases #8, pg 93: W. E. Donaldson, Jackson Co., AL vs A. D. Hightower and W. D. Robison. The plaintiff sued Mrs. A. D. Hightower for over \$100 claiming that she had hired him to help prosecute the person who had murdered her husband. She denied ever having hired him in any capacity. She was almost penniless and the estate of her husband was insolvent. In fact, W. E. Donaldson had been appointed by the court to prosecute the persons accused.

Rutherford Co., TN Marriage records: W. W. Hightower married Armilda D. Blanton on October 23, 1855.

Evergreen Cemetery, Murfreesboro: W. W. Hightower, 9 Mar 1825 - 21 Mar 1873, & wife, Armilda Blanton Hightower, 14 Feb 1830 - 3 Sep 1894

492. Hill, Elizabeth G. [Cocke] Died December 1859, unknown. [Cont'd from Vol. II & III].

Note: William A. Hill, husband, was guardian of the minor children. Elizabeth was the daughter of William (died 1835 - see Vol. I) and Martha Cocke, and sister of Nancy Cocke (died 1842 - see Vol. I)

January 4, 1875, County Court: William A. Hill renewed his bond as guardian for Lucy G. Hill and Alfonzo B. Hill, his own children and heirs at law of Elizabeth G. [Cocke] Hill (deceased)

August 7, 1878, County Court: J. [James] G. Hill, administrator of W. A. Hill (deceased), who was in his life time guardian of Lucy G. Hill and Alfons B. Hill, minor heirs of Elizabeth Hill (deceased), made a settlement with the court.

Rutherford Co., TN US Census Mortality Schedules: Lizzie Hill, 35, married, died December 1859 in child bed.

493. Hill, Emanuel (colored) Died before January 5, 1874, unknown.

January 5, 1874, County Court: W. H. Blanch, coroner, was allowed \$5 for holding an inquest on the body of Emanuel Hill (colored). Dr. J. B. Murfree was allowed \$5 for holding a post mortem examination of the body of Emanuel Hill (colored).

Rutherford Co., TN Marriage records: Emanuel Hill married Ruthe Ann Snell on June 22, 1868.

494. Hill, John Died before July 6, 1874, intestate.

July 6, 1874, County Court: Jones, Wade & Co. was allowed about \$2 for shrouding for John Hill (deceased).

495. Hill, Thomas M. Died on or about May 6, 1869, intestate. [Cont'd from Vol. III].

Note: Susan G. [Wade] Hill was the widow. John W. Wade was the administrator.

August 4, 1875, March 7, 1877, October 10, 1879, July 7, 1880, December 7, 1881, County Court: John W. Wade, guardian for Willie H. Hill and Lula L. Hill, minor heirs of Thomas M. Hill (deceased), made a settlement with the court. Included in the receipts was \$300 received from T. O. Lillard and wife as payment for difference in the division of land.

1880 Rutherford Co., TN Census, Murfreesboro: S[usan] G. Hill, 48 (f); William Hill, 23; Lula Hill, 17.

496. Hill, William A., Esq. Died November 15, 1875, non cupative will.

Note: The first wife of William A. Hill, was Elizabeth G. [Cocke] Hill, the daughter of William and Martha Cocke (see Vol. I). Elizabeth died December 1859 - see Vol. II & III and above. Children: Martha J. Hill, Sarah E. Hill, James G. Hill, John A. Hill, Charles T. Hill, Lucy G. Hill, Alonzo/Alfonzo or Alfred B. Hill.

Will dated November 20, 1875. Will probated December 6, 1875. First: The testator wished his wife, Martha [Miller] Hill, to have the home place and everything on it during her lifetime. He wanted his daughters Lucy Hill and [?Ada] B. Hill to live with their mother. He gave his wife a black mare and a sorrel horse mule. He gave Lucy a bay mare and Ada B. a bay filley. The testator wanted the bay horse, three mules and a bay colt sold. He had given his daughter, Martha J. [Hill] Dillon, a mare, bridle and saddle worth \$150 and other articles amounting in all to \$271.25. He had also given his daughter, Sarah E. Hill, \$271.25. He had given his sons, James G. Hill, Charles T. Hill and John A. Hill, each \$271.25. The testator wanted the other children made equal with the married children who had received advancements. The testator wanted the places where James G. and John A. Hill lived sold when times got a little better and the money divided among all the children.

December 6, 1875, County Court: The court accepted the non cupative will of William A. Hill, Esq. and directed that it be recorded. J. [James] G. Hill was appointed administrator with the non cupative will annexed.

March 9, 1876, County Court: The administrator of the estate presented an inventory of the estate to the court that listed small notes due from J. J. Hill, J. A. Hill, C. T. Hill and J. G. Hill. Three mules, one horse and a colt were sold at auction.

June 23, 1876, Chancery Court Enrolled Cases #7, pg 122: William A. Hill had died on or about November 15, 1875, testate. Under terms of the non cupative will, the widow, Martha [Miller] Hill was to have the home place during her lifetime. The question before the court was whether a non cupative will could be used to dispose of real estate. The personal estate was insufficient to pay about \$1000 in debts and the administrator prayed the court for authority to sell sufficient land to pay the debts.

June 23, 1877, Chancery Court: James G. Hill, administrator of W. A. Hill (deceased) and in his own right and of Martha [Miller] Hill vs John A. Hill; Charley T. Hill; Sarah E. [Hill] Jennings, wife of C. [Creed] A. Jennings; and Lucy G. Hill and Alley R. Hill, minors living in Rutherford Co. without guardian; and Harrison Dillon, Lizzie Dillon, Kittie Dillon, Mattie Dillon and Willie Dillon, residents of Wilson Co. and the last four were minors without guardians; and against William Arnold, Peyton McAdoo, Wise Thomas, James Cook, Lafayette McKnight, William Byrns, Thomas Miller, administrator, all citizens of Rutherford Co. except William Arnold who lived in Wilson Co. and any and all creditors of the estate. The home place contained 165 acres, another tract contained 99 acres and a third tract contained 75 acres. The non cupative will had been determined to be void as such a will could not convey real estate and therefore the widow was entitled to a homestead and a dower. The commissioners set aside 76 acres for dower and almost 78 acres for homestead all from the tract of 165 acres. The administrator alleged that the remaining land could not be divided equitably due to the small amount of tillable land, and he petitioned to sell the land, pay debts and divide the remaining funds among the heirs at law. The court agreed and an auction was held on August 25, 1877. Mrs. Polly Crouse

purchased 101 acres for \$1237.26; B. F. Phillips won the bid on a tract of 71 acres for \$674.50. The court divested title to the larger tract from John A. Hill; J. G. Hill; Charley F. Hill; Sarah E. [Hill] Jennings & husband, C. A. Jennings; and Lucy G. Hill and Alley B. Hill; Harrison Dillon; Lizzie Dillon; Kittie Dillon and Willie Dillon and William Arnold and vested it in Mrs. Nancy Jewell. **Note:** This was highly unusual as a decree of title was not generally given until the entire purchase price was paid. In this case, she had paid \$186.34 in case and had given two notes for \$525.46 each due in one and two years respectively. A decree of title was issued for the second tract of land even though the purchaser had given two notes for \$305.42 each due in one and two years. Each purchaser should have only received a writ of possession.

October term, 1877, Chancery Court: Payment had been received for the tracts of 99 acres and 71 acres. Title was divested from John Hill; J. G. Hill; Charles Hill; Sarah E. [Hill] Jennings & husband, C. A. Jennings; and Lucy G. Hill and Alley B. Hill, Harrison Dillon, Lizzie Dillon, Kittie Dillon and Willie Dillon and Lillian Arnold and vested in the purchasers.

October 17, 1877, Chancery Court: J. G. Hill, administrator of the deceased's estate, made a settlement with the court dated July 30, 1877 showing that after liquidation of all the personality, there remained debts totaling \$115.81 to be raised by the sale of land.

August 7, 1878, County Court: J. G. Hill, administrator of W. A. Hill (deceased), who was in his life time guardian of Lucy G. Hill and Alfons B. Hill, minor heirs of Elizabeth Hill (deceased), made a settlement with the court.

November 15, 1880, Chancery Court: J. G. Hill, administrator vs John Hill and others. Mrs. Nancy Jewell had paid \$1237.26 that being the full purchase price for a tract of 101 acres she purchased on August 3, 1877. Title was divested from James G. Hill; Martha Hill; John A. Hill; Charley T. Hill; Sarah E. [Hill] Jennings and husband, C. A. Jennings; Lucy G. Hill; Alley B. Hill; Harrison Dillon; Lizzie Dillon; Kittie Dillon; Mattie Dillon; Willie Dillon and was vested in Nancy Jewell. B. F. Phillips had purchased a tract of 71 acres at the same sale. He had conveyed his bid to E. Dillon who paid the two notes due. Title was divested from the heirs above and vested in E. Dillon.

April term, 1881, Chancery Court: After payments of 5¢ to John A. Hill; 41¢ to Lucy Hill and \$81.25 to Alley B. Hill to equalize all the children, the remaining \$127.61 was equally divided among the seven children.

Rutherford Co., TN Marriage records: William A. Hill married Elizabeth G. Cocke on December 10, 1836. William A. Hill married Martha Miller on December 19, 1860. C. A. Jennings married S. E. Hill on September 4, 1860. William H. Dillon married Martha A. Hill on February 9, 1856.

1850 Rutherford Co., TN Census, Milton Dist.: William Hill, 39; Elizabeth Hill, 35; Martha J. Hill, 12; Sarah E. Hill, 9; James G. Hill, 4; John A. Hill, 2.

1860 Rutherford Co., TN Census, Jordans Dist.: W. A. Hill, 50; Sarah Hill, 19; J. G. Hill (m), 14; J. A. Hill (m), 12; C. T. Hill (m), 6; Lucy Hill, 4; A. B. Hill (m), 1; Kiziah Hill, 75 NC.

1870 Rutherford Co., TN Census, Dist. 16 (Milton): W. A. Hill, 59 Farmer; Martha Hill, 57; C. T. Hill, 16 (m); Louisa Hill, 14; Alfred B. Hill, 10; Frances Smith, 64; and servants.

497. Hogwood, Juda (colored) Died November 1859, unknown.

Rutherford Co., TN US Census Mortality Schedules: Juda Hogwood, 60, slave, house servant, died November 1859 of palpitation of the heart.

498. Holden, Charles Died February 6, 1861, intestate. [Cont'd from Vols. II & III].

March 25, 1861, County Court and Enrollment Cases #1, pg. 341: Charles W. Holden, administrator, and in his own right; Patience Holden, the widow of the deceased; Jordan Holden; J. [John] M. Holden; H. B. Holden; Thomas J. Holden; G. [Goodman] C. Holden; Henry V. Alexander and wife, Samantha [Holden - Thompson] Alexander; G. [George] W. McMahan and wife, Minerva A. [Holden] McMahan; Nigara A. [Holden] Smotherman; Francis M. Simpson and wife, Roxana [Leathers] Simpson; vs Mary F. [Leathers] Smotherman and husband, Josiah Smotherman; John W. Leathers; Sarah A. Holden; Mary C. Holden; Thomas Holden; Isaiah Holden; J. [John] F. Holden; David Holden; and Columbus Holden; and Alice C. Alexander. Charles Holden had died on or about February 6, 1861. His widow was entitled to dower out of the real estate and one child's share to the surplus personal estate after payment of debts. Children of the intestate were to wit: C. [Charles] W. Holden; Jordan Holden; J. [John] M. Holden; H. B. Holden; Thomas J. Holden; G. [Goodman] C. Holden; Nigora [Holden] Smotherman; Samantha [Holden - Thompson] Alexander, wife of H. [Henry] V. Alexander; and Minerva A. [Holden] McMahan, wife of G. W. McMahan were each entitled to one share of the estate. Sarah A. Holden as the only child of Jonathan Holden (deceased) was entitled to one share. Mary F. [Leathers] Smotherman, wife of Josiah Smotherman; Roxana [Leathers] Simpson, wife of F. M. Simpson and John W. Leathers were the only children of Malita [Holden] Leathers (deceased), a daughter of the intestate, and were entitled to one share in common. Allen C. Alexander, the only child of Sarah J. [Holden] Alexander (deceased) [first wife of Henry V. Alexander], daughter

of the intestate, was entitled to one share. Mary C. Holden, Thomas Holden, Isabella Holden, J. [John] F. Holden, David Holden, and Columbia Holden were the only children of William Holden (deceased) [died ca 1858 - see Vol. II & below], son of the intestate, and were entitled to one share in common. There were fourteen general shares including the widow's share. Besides the widow, at least nine of the shares were owned by people of age. Intestate had died in possession of a tract of land containing 150 acres and the following Negroes to wit: Louis, 65-70; May, 20 with two children, Bill, 2, and Mary, 3; Martha, 14; Wilson, 13; a total of six. The intestate owed about \$3000 and his personal estate was worth about \$1000. The widow petitioned for her dower to be set aside out of her husband's lands. The plaintiffs maintained that the slaves could not be divided equitably and should be sold and proceeds used to cover the outstanding indebtedness. Commissioners were appointed to sell the slaves and set aside the widow's dower. All the slaves were sold except Louis who was too old and Martha who stayed with the widow.

March 9, 1876, County Court: J. [James] A. Campbell, guardian for Washington Holden, minor heir of Charles Holden (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: F. M. Simpson married N. R. Leathers on December 14, 1860. Joshua Smotherman married Mary F. Leathers on July 16, 1860. Theophilus H. Leathers married Malettee A. Holden on August 8, 1839.

499. Holden, William Died between March 23 and June 7, 1858, testate [Cont'd from Vol. II].

Note: William Holden was the son of Charles & Patience Holden - see above.

January 4, 1870, February 17, 1873, December 8, 1874, County Court: C. [Charles] W. Holden was appointed guardian for John F. Holden, David Holden and Columbus F. Holden, minor children of William Holden (deceased).

500. Hollowell, James J. Died December 1849, intestate. [Cont'd from Vol. II].

Note: Widow was Cynthia A. [McLean] Holloway. She later married John W. Wadley. Administrator: Robert B. McLean

Rutherford Co., TN US Census Mortality Schedules: James J. Hollowell, 32, married, born NC, died December 1849 of pneumonia.

501. Hollowell, James Robert B. Died before 1856, intestate. [Cont'd from Vol. III].

Note: He was the son of James J. Hollowell - see above.

May 2, 1876, County Court: R. [Robert] B. McLean, guardian for Sarah C. Wadley, daughter of John W. Wadley (deceased) and heir at law of J. R. B. Hollowell (deceased), made a final settlement with the court.

502. Hollowell, Solomon S. Died between September 27 and November 4, 1873, testate.

Will dated September 27, 1873. Will probated November 4, 1873. First: The testator directed that funeral expenses be paid as soon as possible. Second: The testator bequeathed to his daughter, Nannie Louisa Hollowell, all the real and personal effects he possessed. Third: The testator gave to his daughter as a special legacy, not to be transferred, sold or disposed of by his executor, her mother's watch and chain and other jewelry and one set of walnut bed room furniture complete and all the bed and bed clothing on hand and two sets of silver spoons with initials of her mother's name engraved on them and one glass fruit stand and one toilet set and flower vases to match. The testator had three houses and lots in the town of Friendship in Crockett Co. and if he had not disposed of them in his lifetime, he directed the executor to sell them and loan the money out at interest or invest it in real estate as he may think best for the interest of his daughter. The testator appointed his father, Joseph Hollowell, executor of his estate. The testator also appointed his father as the guardian of his daughter.

December 23, 1873, County Court: The executor of the estate submitted an inventory and sale list of the personal property.

June 6, 1876, County Court: Joseph Hollowell, executor of the estate, made an estate settlement with the court. According to the expenses, the deceased and his family had boarded with Joseph Hollowell for a few months prior to his death.

December 16, 1878, County Court: S. [Samuel] R. Sanders, executor of the Joseph Hollowell (deceased), who was in his lifetime, executor of the estate of S. S. Hollowell (deceased), made a settlement with the court. The estate owed the executor \$520.42.

February 2, 1880, County Court: S. [Samuel] R. Sanders was appointed guardian of Nannie Lou Hollowell, a minor child of S. S. Hollowell (deceased).

January 5, 1881, September 7, 1881, County Court: W. O. Batey was appointed guardian of Nannie Lou Hollowell, a minor child of S. S. Hollowell (deceased) and a legatee under the will of Joseph Hollowell (deceased). He gave bond for \$2200 with T. R. Hollowell and G. C. Batey providing security.

Rutherford Co., TN Marriage records: Solomon S. Hollowell married Sallie K. Edwards on September 6, 1865. Joseph Hollowell married Louisa Beesley on February 16, 1832.

1850 Rutherford Co., TN Census, Wilkinson's Crossroads: Joseph Hollowell, 41 NC Farmer; Louisa Hollowell, 38; Sarah Hollowell, 13; Mary Hollowell, 9; Solomon Hollowell, 6; Louisa Hollowell, 4; Watson Hollowell, 1.

U. S. Civil War Soldiers, 1861-1865: Solomon S. Hollowell 1st Regiment, Tennessee Infantry (Feild's) Confederate.

503. Holman, William S. Died July 30, 1865, intestate.

Note: The wife of William S. Holman was Sophia Robb, daughter of William Robb who died 1859. She was stated to have died before her father.

July 30, 1865, County Court: At the written request of the heirs, I. J. Wilkerson was appointed guardian of Mary C. Holman, Marcia A. Holman, William R. Holman and Sarah C. Holman, minors, and heirs of the estate of William S. Holman (deceased) and of the estate of their grandfather, William Robb (deceased) [died September 29, 1859 – Vols. II & III]. Mary C. Holman, age twenty-one, appointed I. J. Wilkerson as her attorney in fact to collect her share of the estate of her grandfather.

Rutherford Co., TN Marriage records: William S. Holeman married Sophia A. Robb on February 18, 1840.

504. Holt, [John] Henry Died before February 6, 1871, intestate.

Note: Rebecca S. May was the daughter of Robert & Susannah [Jarratt] May. She first married Jonathan P. Smotherman. Her second husband was John H. [Henry] Holt. She died in 1855 before her father, leaving Jasper Holt, Robert M. Smotherman and James M. Smotherman.

February 6, 1871, August 4, 1873, January 10, 1877, County Court: Joseph Ransom, guardian for J. [Jasper] N. Holt, a minor child of [John] Henry Holt (deceased) and heir at law of Robert May (deceased) [died May 7, 1854 – see Vols. II & III] petitioned the court to be allowed to resign as guardian as no means of his ward had come into his hands. J. [Jasper] N. Holt being over age fourteen selected J. [James] M. Smotherman as his guardian and the court concurred.

Rutherford Co., TN Marriage records: John H. Holt married Rebecca S. Smotherman on January 5, 1854. J. N. Holt married Susie E. Manire on January 28, 1879.

1860 Rutherford Co., TN Census, Dist. 12 (May): S. May (f), 65 VA; J. Holt (m), 5.

505. Hooper, George S. Died before August 7, 1865, unknown. [Cont'd from Vol. III].

Note: George S. Hooper married 1st Elizabeth Winston and 2nd Jane Higginbotham. Dollarson Barker was guardian for the minor heirs.

June 3, 1879, County Court: D. [Dollarson] Barker, guardian for Sarah Louisa Barker, William Sebert Barker, Stephen Barker, Martha O. Barker and Peter Barker, his own children and heirs at law of George S. Hooper (deceased), made a settlement with the court. He had received \$1370 from the deceased's estate and disbursed it as follows: Mrs. Sallie Dement, \$274; J. [John] A. McKnight & L. W. McKnight, \$274; W. S. Barker, \$274; S. D. Barker, \$274; and P. D. Barker, \$274.

506. Hoover, Ann (colored) vs Levi Hoover (colored) – Divorce

October 28, 1874, Chancery Court: The couple was married in 1868 and lived together for one year. The husband was very cruel and committed adultery with Ellen Bowman. The court granted a decree of divorce.

Rutherford Co., TN Marriage records: Levi Hoover married Ellen Bowman on December 21, 1876.

507. Hoover, Benjamin Franklin Died before February 4, 1867, intestate. [Cont'd from Vol. III].

March 3, 1875, February 10, 1876, January 10, 1877, December 2, 1878, February 12, 1881, County Court: P. [Pritchett] A. Lyon, guardian for Mary C. Hoover, Lemuel Hoover, Robert Hoover and Pritchett M. Hoover, minor children of the intestate, made a settlement with the court. Pritchett Hoover became of age on January 26, 1880.

508. Hoover, Edmond (colored) Died before December 4, 1871, intestate.

December 4, 1871, County Court: The court noted the death of Edmond Hoover (deceased) and appointed Edmond Scruggs (colored) as his administrator.

509. Hoover, Frederick A. Died before April 6, 1875, testate.

Will dated March 8, 1859. Will probated April 6, 1875. The testator directed that his property remain as it was for the benefit of his wife and children after his death. Just debts were to be paid and the remainder was to go to his wife, Mary A. M. [Yardley] Hoover, and his two children, B. [Benjamin] F. Hoover and B. A. Hoover. He further directed that at any time there was a surplus on the plantation, his wife was to sell it and use the proceeds for the benefit of her and the children. When his wife died, his two sons were to divide equally the remainder of his estate. The testator appointed his wife as executrix and his sons as executors.

April 6, 1875, County Court: The will of Frederick A. Hoover (deceased) was submitted for probate, was proven and recorded.

Rutherford Co., TN Marriage records: Frederick Hoover married Mary Ann Yardley on January 31, 1837.

1850 Rutherford Co., TN Census, McCrackens Dist.: Frederick A. Hoover, 36; Mary Hoover, 30; Benjamin Hoover, 12; Berger A. Hoover, 5; Margaret Hoover, 18.

1860 Rutherford Co., TN Census, Youree Dist: .F. A. Hoover (m), 47 NC; M. A. Hoover (f), 40; B. F. Hoover (m), 22; A. B. Hoover (m), 15.

Hoover Cemetery, Murray-Kittrell Rd.: Mary A. M. Hoover, 6 Sep 1814 - 4 Feb 1884

510. Hoover, Joab Died between 1860 and January 28, 1867, intestate. [Cont'd from Vol. III].

Note: Joab Hoover was the son of Martin Hoover, died 1840 - see Vol. I. He married Elizabeth Prewitt/Pruitt on January 11, 1855.

March 3, 1875, March 8, 1877, February 4, 1878, April 19, 1879, April 5, 1880, February 12, 1881, County Court: Henry Prewitt, guardian for Joab Hoover, a minor child of Joab Hoover (deceased), made a settlement with the court.

April 6, 1875, March 7, 1877, December 6 & 7, 1878, County Court: James Hoover, guardian for Martin L. Hoover and John Henry Hoover, minor heirs of Joab Hoover (deceased), made a settlement with the court.

511. Hoover, Mrs. Mary Died between January 25, 1870 and November 6, 1871, testate.

Will dated January 25, 1870. Will probated November 6, 1871. J. W. Hoover, witness. First: The testatrix gave and bequeathed to her daughter, Martha A. [Hoover] Rawling, and the heirs of her body her undivided interest in a tract of land containing 219 acres. The testatrix gave and bequeathed to her grandson, Joseph Rawling, one bay filly two years old and a yoke of small red steers. Second: The testatrix gave and bequeathed to John W. Rawling, one bay horse. She gave her daughter, Martha A. [Hoover] Rawling, all of her personal property.

1860 Rutherford Co., TN Census, Millersburg: J. W. Rawlings (m), 39; M. A. Rawlings (f), 29; Robert Rawlings, 13; Dusan Rawlings, 11; M. J. Rawlings (f), 8; Christopher Rawlings, 6; Joseph Rawlings, 4; Sarah Rawlings, 1; Mary Hoover, 49; John Hoover, 21.

1870 Rutherford Co., TN Census, Dist. 21 (Flemings): John Rawlings, 49 farmer; Martha Rawlings, 40; Davis Rawlings, 21; Christopher, 16; Joseph Rawlings, 14; Sarah Rawlings, 12; Thankful Rawlings, 10; John Rawlings, 7; William Rawlings, 3; Mary Hoover, 58 VA.

512. Hope, Mrs. Jane Died before August 5, 1873, intestate.

Note: Widow of Adam Hope who died in the 1860's – see Vol. III.

August 5, 1873, County Court: The court noted the death of Mrs. Jane Hope and appointed E. B. Fathera as her administrator. September 1, 1873, County Court: E. B. Fathera, administrator of the estate, submitted a sale list of personal property sold at auction on August 22, 1873. William Hope, F. M. Hope, Hugh Hope, Miss Frusanna Hope purchased items at the auction.

September 15, 1874, Enrolled Cases #2, pg. 537: Hugh Hope; William Hope; Frusanna Hope, a feme sole; Alex McBroom and wife, Rachel [Hope], Cannon Co.; Frank. M. Hope, Cannon Co. and Josephine Hope, feme sole living in Gibson Co. Josephine Hope was a granddaughter of the intestate and a daughter of James Hope (deceased) who died before his parents. Petition for partition. Adam Hope (deceased) had left his wife a tract of 146 acres and she had purchased with her own money a tract of almost 8 acres that adjoined the larger tract. The petitioners prayed for a decree to appoint commissioners to partition the two tracts so that each heir had their share in severalty. The partition was made.

1850 Rutherford Co., TN Census, Flemings Dist: Adam Hope, 54 VA; Jane Hope, 42 VA; Locky McClanahan, 8; Racheal Hope, 22; James Hope, 21; Nathaniel Hope, 18; Leonas Hope, 14; David Hope, 10; Hugh Hope, 8; William Hope, 6; Fruzana, 3. **Note:** The placement of Locky McClanahan right after Jane Hope suggests that Jane Hope had a daughter when she married Adam Hope.

1870 Rutherford Co., TN Census, Dist. 21 (Flemings): Jane Hope, 62 VA; Hugh Hope, 27; Frusian Hope, 23.

513. Hord, Eldridge T. or J. Died before March 7, 1870, intestate.

Note: Eldridge Hord was the son of Thomas Hord, who died testate September 15, 1865 - see below.

March 7, 1870, County Court: The court noted the death of Eldridge Hord and appointed J. W. Ewing as administrator. Ben M. Hord provided part of the security.

June 10, 1881, County Court: William Wendel vs B. M. Hord and others. William Wendel had paid the note on the house and lot in the amount of \$1450 plus interest bringing the total to \$1637.74. By virtue of the deeds from J. W. Ewing and wife, A. S. Bibb and wife and Ben M. Hord, the title was divested and vested in William Wendel. The court further divested title from J. H. Warner and wife, Alice [Hord]; Thomas Epps Hord and Minnie Hord.

1850 Rutherford Co., TN Census: Thomas Hord, 47; Mary E. Hord, 34; Sarah A. Hord, 15; Ada B. Hord, 13; Jane C. Hord, 11; Benjamin M. Hord, 8; Alice G. Hord, 6; Eldridge Hord, 4; Ellen M. Hord, 1; Ann J. Hord, 13.

U. S. Civil War Soldiers, 1861-1865: Eldridge Hord, Nixon's Regiment, Tennessee Cavalry.

514. Hord, Thomas Died September 15, 1865, testate. [Cont'd from Vol. III].

November term, 1869, Circuit Court Enrolling Docket #5, pg. 137: E. [Erasmus] D. Hancock & J. [Joseph] B. Palmer, executors of the testator's estate vs L. Russell & wife, Martha L. [House] Russell. The plaintiff sued for non-payment of a note for \$1257.64 dated October 1, 1864 made by Martha L. House when she was a feme sole. She married L. [Leonidas] Russell on February 1, 1865. The court awarded the plaintiff \$1257.64 plus \$488.75 in interest.

September 9, 1875, County Court: N. B. Black, guardian for Thomas E. [Epps] Hord, a minor heir of Thomas Hord (deceased), made a settlement with the court. There was a balance due the ward of \$6707.00 as of June 1, 1875.

October 5, 1875, November 7, 1877, November 31, 1878, October 10, 1879, County Court: N. B. Black petitioned the court for permission to resign as guardian for Thomas E. Hord. The court agreed and ordered him to pay over all of his ward's estate to the new guardian, Dr. R. [Robert] J. Turner.

April 18, 1876, Chancery Court: Jonathan S. Webster vs D. [David] D. Wendel, administrator of William R. McFadden (deceased) and C[lementine] A. McFadden, Gideon H. Baskette and wife, Anna E. [McFadden] Baskette; Samuel G. McFadden; Thomas B. McFadden; John McFadden, widow and heirs of William R. McFadden (deceased) and J. B. Palmer and E. [Erasmus] D. Hancock, executors of Thomas Hord (deceased). The case was to decide the rights of Hord's executors to collect from the complainant a balance on a note of \$2624 executed by the complainant to William R. McFadden on March 2, 1860. The note was transferred to Thomas Hord in his lifetime. A compromise was reached whereby the complainant would pay \$2000 for the balance of the note. He would also pay all the costs of this case and the costs of a case pending in Circuit Court. The land was to be sold to pay the total amount. The land was on Noah's fork of the Duck River in Coffee County.

October 16, 1876, Chancery Court: Jonathan S. Webster vs D. D. Wendel, administrator of William R. McFadden (deceased); Gideon H. Baskette and wife, Anna E. [McFadden] Baskette, a daughter and heir of William R. McFadden (deceased); Samuel G. McFadden; Thomas B. McFadden & John McFadden, sons & heirs of W. R. McFadden (deceased) and Joseph B. Palmer and E. [Erasmus] D. Hancock, executors of Thomas Hord (deceased). Pursuance to a decree of sale during April term, the Clerk & Master auctioned 90¾ acres that was purchased by the executors of Thomas Hord (deceased) for the use & benefit of Thomas Hord's estate for \$2235.19. The executors did not pay any money except costs and commissions because they were entitled to the proceeds of said sale and receipted for and satisfied their judgment against J. S. Webster. Title was divested from Jonathan S. Webster; Gideon H. Baskette & wife, Anna E. [McFadden] Baskette; C. A. McFadden; S. G. McFadden; Thomas B. McFadden and John McFadden and title was vested in the executors of Thomas Hord (deceased) for the use and benefit of the legatees.

April 8, 1878, Chancery Court Enrolled Cases #9, pg. 162: Dr. R. [Robert] J. Turner, guardian for Thomas E. Hord, a minor over fourteen years of age, and E. T. Turner and wife, Fanny [Maney], and A. T. Turner vs Thomas Epps Hord. Dr. R. [Robert] J. Turner had assumed the guardianship of his ward from N. B. Black and when he qualified he took from all of his co-complainants, a mortgage on a farm to secure payment of \$5000 due from them to his ward. That amount with interest had become \$5900. The farm was fenced, well watered and had good buildings. They proposed to let Thomas Epps Hord have the farm for \$30 per acre and the purpose of this bill was to gain authorization to invest \$6255 of his ward's money in the farm. Dr. R. [Robert] J. Turner had about \$800 of the defendant's money and the defendant owned about 180 acres in Rutherford Co., lands of minimal value in Arkansas and 33 shares of stock in the Nashville & Chattanooga Railroad. The plaintiffs averred that the farm would be a good investment for the defendant and prayed for court approval of the investment.

December 1, 1879, December 10, 1880, County Court: R. D. Jamison was appointed guardian for Thomas E. Hord, a minor child of Thomas Hord (deceased).

Rutherford Co., TN Marriage records: Gideon H. Baskette married Anna E. McFadden on September 24, 1867. E. L. Turner married Fannie Maney on November 19, 1868.

515. Hoskins, Daniel Died January 1848, testate. [Cont'd from Vols. I, II & III].

Note: Tennessee P. Batey and Alice M. Batey were the children of William P. Batey and Elizabeth M. [Hoskins] Batey, daughter of Daniel Hoskins.

April 6, 1875, April 6, 1876, County Court: J. [John] S. Wright, guardian for Tennessee P. Batey and Alice M. Batey, minor heirs of W. P. Batey (deceased) and minor heirs at law of Daniel Hoskins (deceased), made a settlement with the court.

January 10, 1877, County Court: Martha C. [Batey] Wright, executor of John S. Wright (deceased), who was in his lifetime guardian for Tennie Batey and Alice Batey, minor heirs at law of D. Hoskins (deceased), made a settlement with the court.

January 9, 1878, County Court: Mrs. M. [Martha] C. Bell, formerly M. C. [Batey] Wright, executrix of John S. Wright (deceased), who was in his lifetime guardian for Alice Batey, minor heir at law of Daniel Hoskins (deceased), made a settlement with the court.

February 4, 1878, June, 1879, County Court: William P. Batey was appointed guardian for Alice Batey, his own child and heir at law of Daniel Hoskins (deceased).

April 21, 1880, Chancery Court: J. M. Dunn vs W. [William] P. Batey. The court noted the marriage of Alice Batey to Robert Smith.

Rutherford Co., TN Marriage records: Martha Charlotte Batey married John S. Wright on January 17, 1844. T. [Thomas] E. Bell married Mrs. M. C. Wright on November 25, 1877. William P. Batey married Elizabeth M. Hoskins on December 1, 1851. Robert L. Smith married Alice M. Batey on January 28, 1880.

516. House, Elam (colored) Died before July 3, 1871, unknown.

July 3, 1871, County Court: J. S. Edmonds, Esq., was allowed \$5 for holding an inquest on the body of Elam House (colored).

517. House, Isaac Date of death about December 1854, intestate. [Cont'd from Vols. II & III].

Note: The name is sometimes seen as HOWSE. Nancy House, daughter of Isaac House, married Rufus K. Bethel.

July 5, 1879, Chancery Court: E. [Edward] J. Jordan vs R. K. Bethel and others. Commissioners partitioned the land previously sold to R. [Rufus] K. Bethel between E. [Edward] J. Jordan and Nancy Elvira Bethel, Thomas Bethel, Joseph Bethel and Clorinda Bethel. E. [Edward] J. Jordan received over 45 acres and the others received just over 59 acres.

518. House, John C. Died on or about April 18, 1855, testate. [Cont'd from Vols. II & III].

April 17, 1872, Chancery Court Enrolled Cases #2, pg. 365: Leonidus Russel and wife, Martha L. [Finney – House] vs George P. Finney, administrator de bonis non of John C. House (deceased); Joseph Watkins, Mary Alice House and Lula House. John C. House died on or about April 18, 1855, testate. His widow, Martha L. [Finney] House, married Leonidus Russel in February 1865. The testator left three children to wit: Mary Alice House and Lula House, and Johnnie Medora House who died two years previous, a minor never having been married. The testator had purchased 458 acres in 1852 for \$12,431. The testator had not paid any of the purchase money before he died. In addition, the testator owned a number of slaves, stock, farming implements and household and kitchen furniture. Except for the land debt, there was very little indebtedness against the estate. The land debt was paid from funds realized from sale of personal property and with money provided by the widow including \$1500 she received from the estate of her father, William Finney (deceased). The petitioners asked the court to interpret the will as to the widow's interest since she had remarried. She had paid off the land indebtedness from profits of the farm and from her own funds some two years prior to her remarriage.

Rutherford Co., TN Marriage records: John C. Howse married Martha Finney on November 21, 1849. L. Russell married Mrs. M. L. House on February 1, 1865.

519. House, Johnnie Medora Died February 23, 1870, intestate.

Note: Minor daughter of John C. House (deceased) who died in April 1855 – see above and Vols. II & III.

May 6, 1873, County Court: The court noted the death of Jonnie M. Howse and appointed C. G. Mitchell as administrator of the estate.

October 30, 1873, Chancery Court: L. [Leonidas] Russell & wife vs George P. Finney, administrator. C. G. Mitchell, administrator of Jonnie M. House (deceased) came into court and asked to be made a party defendant to this cause and to file an answer to the complainant's bill.

Evergreen Cemetery, Murfreesboro: Johnnie Medora Howse, 13 July 1853 - 23 Feb 1870.

520. House, Sarah J. [Dunn] vs John W. House - Divorce.

November 18, 1864, Circuit Court Enrollment Docket #1, pg. 34: The complainant was a minor. The couple were married on March 20, 1859. About two weeks after the marriage, the defendant began to mistreat her and told her that he was in love with another woman. The complainant remained with her husband until July 1862 when she returned to her father's house as her husband had not provided for her in any way.

Rutherford Co., TN Marriage records: J. W. House married S. J. Dunn on March 20, 1859.

521. House, Woodley (colored) Died before November 3, 1873, intestate.

November 3, 1873, County Court: The court noted the death of Woodley House (colored) and appointed G. [Garner] M. Jordan as administrator of his estate. Commissioners were appointed to allot and set apart to Judith House (colored), widow of Woodley House (colored), (deceased) support for one year.

February 4, 1874, County Court: Commissioners reported they had set aside provisions for one year for Judy House (colored), widow of the intestate.

January 10, 1877, County Court: G. [Garner] M. Jordan, administrator of the estate, made an estate settlement with the court.

1870 Rutherford Co., TN Census: [all Black] Woodley House, 54 ; Judith House, 40 ; Narcissa House, 21; Woodley House, 14; Tenn House, 9 (m) ; Annie House, 1; Robbin House, 27; Benjamin House, 10; George House, 6.

522. Howell, James D. Died before October 7, 1872, intestate.

October 7, 1872, County Court: The court noted the death of James D. Howell and appointed J. [James] E. Manson as administrator.

October 8, 1872, County Court: The court appointed commissioners to set aside to Mrs.[Martha Pope] Howell support sufficient for one year from her husband's estate.

April 10, 1873, County Court: J. [James] E. Manson, administrator of the deceased's estate, presented an inventory of the estate.

September 9, 1875, County Court: James E. Manson, administrator of the estate, made a settlement and a prorata distribution of the estate of James D. Howell (deceased) with the court.

Rutherford Co., TN Marriage records: James D. Howell married Martha Pope on July 27, 1833.

1870 Rutherford Co., TN Census, Dist. 4: James Howell, 64 Farmer; Martha Howell, 50; Mary Howell, 30; Julia Howell, 14; Sallie Howell, 12; James Howell, 14.

523. Howland, Elizabeth [Jacobs] Died before 1851, intestate.

Note: First wife of Lewis Howland [see below], and daughter of Jeremiah & Nancy Jacobs. Jeremiah Jacobs died November 1850 [see Vol. II & III].

March 23, 1874, County Court: Dallis P. Jacobs, Willis Jacobs and others vs Devx Alexander and wife, Martha [Howland], and others. Nancy Jacobs had died recently and left the heirs of Elizabeth [Jacobs] Howland (deceased), one of her daughters who died before her mother, a small tract of land on Big Creek. The intestate left eleven heirs to wit: Rebecca [Howland] Brady, wife of Thomas Brady; Martha [Howland] Alexander, wife of Devx [James] Alexander; Fanny [Howland] Parker, wife of Joe Parker; Clinton Howland who had sold his interest to William Jacobs; Ephraim Howland who sold his share to John Mankin; Mollie [Howland] Robinson who sold her share to Philip Mankin; Nancy [Howland] Daughtry and Celia [Howland] Bell, both of whom sold their shares to Thomas Prater; J. [John] F. Howland who sold his share to Clinton Jacobs; Amanda [Howland] Jacobs and Mary Ann [Howland] Summers both of whom had sold their shares to Clinton Jacobs, who had died after his purchase and his widow and heirs by name were to wit: Dallis P. Jacobs; Willis P. Jacobs; F. [Fletcher] P. Jacobs; Nannie [Jacobs] Marlin and her husband, W. [William] B. Marlin; and Mary P. [Prewitt] Jacobs, his widow. L. [Leathers] R. Jacobs, J. [John] C. Jacobs, Letha Jacobs and Mattie Jacobs were Clinton Jacob's minor heirs.

April 8, 1874, County Court: Dallis P. Jacobs; Willis Jacobs; Mary P. Jacobs; W. [William] B. Marlin and wife, Nannie [Nancy Elizabeth Jacobs]; F. P. Jacobs; Thomas Brady and wife, Rebecca [Howland]; William Jacobs; John Mankin; Phillip Mankin and Thomas Protus vs Devx [James] Alexander and wife, Martha [Howland]; Joe Parker and wife, Fanny [Howland]; L. [Leathers] R. Jacobs and J. [John] C. Jacobs under guardianship of W. [Willis] P. Jacobs; Letha Jacobs and Mattie Jacobs, minors under guardianship of Mary P. [Prewitt] Jacobs. The defendants had been served and failed to appear. A judgement pro confesso was entered against them. After gathering information, the court decided that the amount of land, 49 acres, was too small to partition equitably among the heirs and appointed a commissioner to sell the land.

June 1, 1874, County Court: Dallis P. Jacobs and others vs Devx [Devereaux] Alexander and others. On May 30, 1874, the commissioner appointed to auction the land of Elizabeth [Jacobs] Howland (deceased) sold 33 acres for \$22.25 per acre.

September 25, 1875, Chancery Court: D. P. Jacobs; F. P. Jacobs; L. R. Jacobs; W. [William] B. Marlin and wife, Nancy Elizabeth [Jacobs]; Thomas Prater, P. J. Mankin, citizens of Rutherford Co. and Joseph Parker and wife vs J. A. Alexander & wife, Martha [Howland]; Rebecca [Howland] Brady & W. C. Jacobs; J. C. Jacobs; Letha Jacobs and Mattie Jacobs, the last three were minors. The intestate died possessed of a tract of land in Rutherford Co. containing 57 acres. Elizabeth [Jacobs] Howland left surviving her a husband, Lewis Howland, and eleven heirs. Clinton Jacobs (deceased) had purchased in his lifetime the life estate of Lewis Howland and three of the shares of heirs to wit: Davidson Summers & wife, Mary Ann [Howland], daughter of the intestate; John F. Howland and John W. Jacobs & wife, Amanda [Howland], daughter of the intestate. Petitioners, D. [Dallas] P. Jacobs, F. [Fletcher] P. Jacobs, L. [Leathers] R. Jacobs and Nancy Elizabeth [Jacobs] Marlin, wife of W. [William] B. Marlin and W. [Willis] P. Jacobs and J. C. Jacobs, Letha Jacobs and Mattie Jacobs inherited the interest of the deceased father [Clinton Jacobs]. D. [Dallas] P. Jacobs had purchased the interest of his brothers, W. [Willis] P. Jacobs, F. [Fletcher] P. Jacobs. Thomas Prater and J. R. Mankin each owned two-elevenths interest in the land. Thomas Prater had purchased the interest of William Daughtry and wife, Nancy [Howland], an heir of Elizabeth [Jacobs] Howland (deceased) and the interest of William Bell and wife, Cecillia

[Howland], an heir of Elizabeth Howland (deceased). J. R. Mankin purchased the interest of Ephraim Howland and James Robinson and wife, Ellen [Eleanor "Mollie" Howland], a daughter of the intestate. Martha [Howland] Alexander, wife of J. [James] D. Alexander; Rebecca [Howland] Brady; Fanny [Howland] Parker, wife of Joseph Parker, were heirs at law of Elizabeth Howland (deceased). W. C. Jacobs purchased the interest of Clinton Howland, an heir of Elizabeth [Jacobs] Howland (deceased). The petitioners alleged that due to the number of heirs it would be impossible to partition the land and prayed to have the land sold. Defendants Letha Jacobs and Mattie Jacobs were wards of their mother, Mary [Prewitt] Jacobs. Per court order, the land was sold on December 4, 1875 to J. P. Mankin for \$25 per acre.

October 31, 1876, Chancery Court: D. P. Jacobs & wife and others vs J. D. Alexander and others. The court ruled that the life estate of Lewis Howland was valued at \$216.

Rutherford Co., TN Marriage records: Lewis Howland married Elizabeth Jacobs on March 2, 1827. Lewis H. Howland married Isabell Daughtery on October 2, 1856. James Alexander married Martha Howland on January 3, 1861. Davidson Summers married Mary Ann Howland on July 25, 1848. John W. Jacobs married Amanda Howland on January 25, 1853. William Daughtry married Nancy Howland on December 23, 1845. Thomas W. Brady married Rebecca Howland on June 18, 1866. William Belt married Celia Howland on January 17, 1856. Joseph A. Parker married Fannie Howland on April 22, 1870. J. B. Robinson married Mollie E. Howland on October 9, 1877. Thomas Prater married Sarah Jacobs on August 27, 1837. W. [William] B. Marlin married Nannie E. Jacobs on January 10, 1871. Clinton Jacobs married Mary Prewitt on January 28, 1844.

524. Howland, John F. Died July 28, 1876, intestate.

August 9, 1876, County Court: The court noted the death of John F. Howland and appointed W. [William] H. Mankin as administrator.

September 4, 1876, County Court: The court appointed commissioners to set apart to Mary S. [Ford] Howland, widow of the deceased, sufficient support for one year.

September 25, 1876, County Court: W. H. Mankin, administrator of the estate, conducted a sale of personal items of the estate. Mrs. M. [Ford] Howland purchased several items including a gold watch at the sale.

November 10, 1876, County Court: An inventory of the personal property of the estate of John F. Howland (deceased) was presented to the court.

October 4, 1878, Chancery Court: Mary S. [Ford] Howland vs W. H. Howland and others. The complainant was the widow of the John F. Howland who died July 28, 1876. There was controversy about \$1500 made by Frank White payable to Mary S. [Ford] Howland before the intestate's death. Robert Howland had the note for collection and a few days after the intestate died. Robert Howland had approached the widow and said that if she would sign over the note, he would see to it that she received everything on the place, corn, cows, hogs, buggy and all. She agreed to sign provided all agreed. In a few days, Robert Howland had appeared with W. H. Mankin and wife, Elizabeth [Howland]. Mr. Mankin confirmed the deal and after she agreed, they sent off for witnesses. Robert Howland then wrote something on the note which Mrs. Howland didn't see. She could not write and had not made any mark on the note. Mr. Cone and his wife were present and heard what took place. Mrs. [Margaret] Cone and Mrs. [Elizabeth] Mankin were the deceased's daughters. After that, W. H. Mankin had sold all the property on the place except that allowed by law to the widow. His reason was that it was not the intestate's property and it had to be sold to pay debts. Mary [Mrs. Howland] stated that she had married John F. Howland on September 3, 1875. She later corrected this to July 19, 1871. She had loaned the money to Frank White in 1871, 1872, and 1873. Mrs. Howland had to sue Mr. Mankin for her year's allowance. The court eventually dismissed this suit stating that the matters in litigation had been worked out between the parties concerned.

October 11, 1878, Chancery Court: W. H. Mankin in a deposition stated that the deceased's five children were by his first wife. There were no children from the second marriage.

Rutherford Co., TN Marriage records: John F. Howland married Eleanor Miller on February 4, 1841. John F. Howland married Mary S. Ford on July 19, 1871. William H. Mankin married Elizabeth Howland on June 8, 1848. George W. Cone married Margaret J. Howland on June 30, 1847. James R. Miller married Cassey N. Howland on November 14, 1850. Robert L. Howland married Martha M. Baugh on March 1, 1859. J. W. Newmand married J. W. Howland on November 26, 1864.

1850 Rutherford Co., TN Census, Big Spring Dist: John F. Howland, 39 SC; Ellenor Howland, 36; Casy Howland, 16; Robert L. Howland, 14; Josephine W. Howland, 5.

Howland Cemetery, Miller Rd.: Eleanor Howland, 14 Feb 1811 - 2 Feb 1851, consort of John F. Howland, daughter of Robert & Margaret Miller, married 4 February 1831, died leaving 5 children: Margaret Jane, Elizabeth C., Cassey N., Robert L., & Josephine W.

525 Howland, Lewis Died before February 19, 1872, intestate.

Note: First married Elizabeth [Jacobs] Howland (deceased) [daughter of Jeremiah Jacobs] – see above, and married second, Isabella [Daughtery] Howland (deceased).

March 2, 1870, February 19, 1872, February 4, 1874, County Court: W. A. Kelton, guardian for Ellen Howland and Fannie Howland, minor children of Lewis Howland (deceased) and heir at law of Jeremiah Jacobs (deceased), made a settlement.

Rutherford Co., TN Marriage records: Lewis Howland married Elizabeth Jacobs on March 2, 1827. Lewis H. Howland married Isabell Daughtery on October 2, 1856.

1850 Rutherford Co., TN Census, Big Spring Dist: Lewis Howland, 45 NC; Elizabeth Howland, 40; Hannah Howland, 17; Ephraim, Howland, 14; John Howland, 12; Cely Howland, 10; Becky Howland, 8; Martha Howland, 5; Clinton Howland, 2; Elenor Howland, 1.

1860 Rutherford Co., TN Census, Big Spring Dist: Lewis Howland, 52; Izabel Howland, 24; Rebecca Howland, 17; Martha Howland, 15; Clinton Howland, 12; Elin Howland, 10; Fanny Howland, 6; James Howland, 3; Sarah J. Howland, 1.

1870 Rutherford Co., TN Census, Dist. 24: Lewis Howland, 64 SC; Isabella Howland, 34; Fannie Howland, 15; James Howland, 13; Sarah Howland, 9; Josephine Howland, 6; William Howland, 2.

526. Hubbard, John Died before January 5, 1857, testate. [Cont'd from Vols. II & III].

Note: In the will, Lewis Garner, executor, was requested to raise the testator's 3 children, since his wife had already died. The 3 children were: Lockey Watson Hubbard, Martha Louisa G. Hubbard, and Thomas Jefferson Hubbard.

March 12, 1869, Circuit Court Enrolling Docket #5, pg. 55: March 12, 1869, Circuit Court Enrolling Docket #5, pg. 55: State of Tennessee for use of John E. Dromgoole, assignee of Creed M. Hubbard *vs* D. [David] D. Wendel & W. [William] A. Ransom, administrators of Lewis Garner (deceased). Lewis Garner in his lifetime had been executor of John Hubbard (deceased). Creed M. Hubbard, a legatee, had sold his interest in the testator's estate to the plaintiff who charged that the estate had been mishandled and much of the personal property had been omitted from the inventory and the estate had not been closed out within two years. The plaintiff charged a breach of bond and received an award of \$962.

April 22, 1872, Chancery Court Enrolled Cases #2, pg 308: Mathew Sparks and Louisa G. [Hubbard] Sparks *vs* W. [William] B. Lillard and others. W. [William] B. Lillard, guardian of Louisa G. Hubbard, should have received \$1607.37 for his ward. Louisa G. Hubbard had married the petitioner and she was of age. The petitioners noted that the guardianship had been terminated and prayed that the funds be paid directly to them. The defendant responded and noted that the estate of Lewis Garner (deceased) was insolvent and claimants would only receive a prorata share of what was due.

April 7, 1873, Chancery Court Enrolled Cases #3, pg. 457: Mathew Sparks and wife, Louisa [Hubbard] Sparks *vs* W. [William] B. Lillard and W. [William] A. Ransom. Lewis Garner (deceased) had been executor of the testator's estate. The last settlement made with the County Court Clerk showed \$10,157 in the hands of the executor. Lewis Garner had died during the war and the new administrators found his estate insolvent. Louisa Hubbard had been less than five years old when her father died. W. [William] B. Lillard who was appointed her guardian years later filed a claim against the Garner estate for \$1607. The complainants anticipated receiving less than \$500.

527. Hubbard, R. [Ransom] L. Died bet. 25 Nov 1865 and 1 Jan 1866, testate. [Cont'd from Vol. III].

Note: Ransom L. Hubbard married Susan Kellow [Killough] on January 7, 1838 in Williamson Co., TN. Susan died ca 1875 - see below.

December 6, 1875, February 8, 1877, July 7, 1880, December 7, 1881, County Court: Pleasant Thurman had been appointed guardian for Leonard Hubbard and Luke P. [Preston] Hubbard, minor children of R. L. Hubbard (deceased).

528. Hubbard, Susan [Killough] Died before February 1, 1875, intestate.

Note: Widow of R. [Ransom] L. Hubbard (deceased). They married January 7, 1838 in Williamson Co., TN.

February 1, 1875, County Court: The court noted the death of Susan [Killough] Hubbard and appointed William Hunt as administrator of her estate.

February 13, 1875, County Court: A list of property belonging to the estate of Susan [Killough] Hubbard (deceased) that was sold at auction by William Hunt, administrator, was presented to the court.

November 7, 1877, County Court: William Hunt, administrator of the estate, presented a settlement and prorata distribution of the estate of the deceased to the court that was recorded.

1850 Rutherford Co., TN Census, Valley Dist.: R. L. Hubbard, 41 Shoe Maker; Susan Hubbard, 30; Eliza Hubbard, 11; Mary A. Hubbard, 9; Susan Hubbard, 7; Charlotta Hubbard, 5; Caladonia Hubbard, 2.

1870 Rutherford Co., TN Census, Dist. 15 (Valley): Susan Hubbard, 49; Caladonia Hubbard, 23; California Hubbard, 16; Leonard Hubbard, 10; [Luke] Preston Hubbard, 8.

529. Hudson, Alexander (colored) Died before January 2, 1871, unknown.

January 2, 1870, County Court: J. W. McLaughlin was allowed \$5 for holding an inquest on the body of Alexander Hudson (deceased - colored).

530. Huggins, Jonathan Died September 30, 1870, testate, in Coffee Co., TN.

Note: Husband of Elizabeth [Smith] Huggins who died about 1855, intestate [see Volume II] and Dora [Shrader] Huggins

Will dated September 7, 1869. Will presented for probate in 1870. 1st: Testator directed that all his debts be paid. 2nd: Testator gave to his wife, Dorah [Shrader] Huggins, during her widowhood, the house and lot where he lived valued at \$2000, two store houses on the public square in Manchester then occupied as a drug store and a saloon and valued at \$2000 and a lot in Murfreesboro containing about 3 acres of land susceptible to division and valued at \$1500. If she married or when she died, the property was to go to his two children by her, Jonathan Huggins (Jr.) and Mattie Huggins. There was also a note for \$23,000 on W. S. Huggins that his wife was to have. She was to use the interest on it to raise and educate the two children. 3rd: The testator gave a house and lot in Murfreesboro near the square to his daughter, Ellen [Huggins] Burger, wife of Dr. [Joshua Marion] Burger for her sole and separate use free from the debts or contracts of her husband. At her death it was to go to her heirs. Value of house was \$5000. 4th: The testator owned an undivided one-third in other houses and lots in Murfreesboro that he gave to all his children, share and share alike. W. [William] S. Huggins and Camillus Huggins owned the remaining two-thirds. He also gave to the children of his first wife except W. S. Huggins and Ellen [Huggins] Burger \$20,000 out of the proceeds of the principal of the note for \$23,000 given to the testator by W. S. Huggins for his part in the Manchester mills. 5th: The testator gave to grandson, Heinz Finch, \$500 out of the remaining balance of the \$23,000 note. 6th: The testator gave Ellen [Huggins] Burger in addition to the real estate above named, \$1500 out of the balance of the \$23,000 note. 7th: The testator gave the balance of the principal of the \$23,000 note to his wife, Dorah [Shrader] Huggins, along with all the household and kitchen furniture and any other property not previously disposed of. This last request was charged with payment of the amount due John T. Warren for money furnished by him to my son, George [Huggins], while in prison, a sum of about \$200. 8th: The testator nominated W. P. Hickerson and I. [Iraby] C. Stone [Attorney at Law in Coffee Co.] as executors.

November 17, 1871, Circuit Court: Iraby Stone, executor of Jonathan Huggins (deceased) vs R. [Robert] N. Ransom. The defendant confessed judgment for \$536 plus \$124.62 interest in favor of the plaintiff. It was considered by the court that the plaintiff was to recover the entire amount plus court costs.

March 23, 1876, Circuit Court: I. [Iraby] C. Stone, executor of the estate vs W. [William] S. Huggins. The court upheld the verdict of the County Court of Coffee County that set aside the probate of the will.

April 12, 1876, Chancery Court Enrolled Cases #7, pg. 51: Iraby C. Stone, executor of J. Huggins (deceased), Coffee Co. vs W. S. Huggins; [Mrs.] Sophia Finch; A. B. Robertson and James J. Fleming of Davidson Co.; J. W. Sparks, executor of S. H. Miller (deceased); Electra Miller, minor child of S. H. Miller (deceased) under guardianship of W. E. Baskette; S. H. Miller, Jr., minor child of S. H. Miller (deceased) under guardianship of Dr. R. [Robert] J. Turner; Carrie Miller, remaining child of S. H. Miller (deceased) without guardian; and against Nashville, Chattanooga and St. Louis Railroad; Nashville, Murfreesboro and Shelbyville Turnpike Company; Murfreesboro, Manchester and Winchester Turnpike Company; Jefferson Turnpike Company; Hall's Hill Turnpike

Company. Jonathan Huggins had died in Coffee Co. on September 30, 1870. On June 8, 1864, the defendant, W. S. Huggins, had given a note to the deceased for \$26,638.38 at six percent interest, the first installment had been due on January 1, 1865. He had paid \$803.75 on the principal and the interest for every year up to 1872. In June 1861, the deceased and the defendant had been partners in business and owned considerable real estate and personal property as tenants in common. When the partnership had been dissolved, the deceased had conveyed to the defendant his undivided one-half interest in the personal assets and in a considerable quantity of real estate including 6,500 acres of wild mountain real estate in White and Putnam Cos. The testator had retained a lien on all the real estate conveyed requiring the payment of the note of June 8, 1864. The defendant had managed to sell some of the parcels including the large tract in White and Putnam Counties. The plaintiff didn't know if the purchasers had been notified of the existing lien on their properties. The defendant had purchased a very handsome residence in Davidson Co. but had put the title in the name of Sophia Finch, his mother-in-law. In 1875/1876, the defendant had conveyed a tract of land in Coffee Co. to James J. Fleming as well as a mill site. On November 30, 1875, the defendant had purchased from the State of Tennessee one-half interest in the Cumberland and Stones River Turnpike and on the same day had conveyed his interest to James J. Fleming. On January 15, 1876, the defendant had conveyed to James J. Fleming his one-half interest in the Jefferson Turnpike that he had acquired from the state. On that same day he conveyed all the stocks he had purchased from the state in conjunction with three other men in the Murfreesboro, Manchester and Winchester Turnpike. James J. Fleming was the defendant's son-in-law and the plaintiff charged the transfers were fraudulent and had been made to prevent or hinder the creditors of the firm, J. & W. S. Huggins. The plaintiff prayed the court to make a complete accounting of all the transfers. November 16, 1876, Circuit Court: W. S. Huggins declined to prosecute his cause further and withdrew his opposition to the will of the deceased and the court restored the former probate.

February 9, 1910, Chancery Court: Mrs. Ellen J. [Huggins] Burger, wife of Dr. J. [Joshua] M. Burger, who sued by her next friend, Robert C. Burger of Warren County vs Jesse W. Huggins, administrator of C. B. Huggins (deceased). C. B. Huggins had died on February 9, 1910. C. B. Huggins (deceased) was a brother of Ellen J. [Huggins] Burger and they were children of Johathan Huggins (deceased). Jonathan Huggins' children by his first wife were to wit: C. B. Huggins; Dulcema [Huggins] Warren; Mary [Huggins] Shane; Katherine Huggins; Sarah Huggins and Isabella [Huggins] Ransome. They were all deceased as of the date of this case. Lillie Huggins was born after her father's death and the complainant along with others were required to pay back out of the money advanced them quite a sum of money to make an estate for Lillie Huggins. In addition, the house and lot that was willed to her was only worth \$3000, not the \$5000 she was charged with. The complainant charged there were 7,500 acres of land in Putnam, White and Cumberland Cos. and she thought there were valuable timber and mineral deposits in the land. She alleged that these lands had been sold by decree of Putnam Co. court and that C. B. Huggins and some of the other heirs had purchased them only to sell them afterwards. The complainant petitioned the court for an accounting of estate. Ellen J. Huggins had married Dr. J. M. Burger on July 9, 1863 and lived in McMinnville.

Rutherford Co., TN Marriage records: John T. Warren married Dulcema Huggins on February 23, 1841. Robert N. Ransome married Isabella S. Huggins on December 13, 1854. James R. Finch married Louisa R. Huggins on February 2, 1853. Camillus B. Huggins married Sallie E. Ridley on January 4, 1855.

Tennessee State Marriages, 1780-2002: Jonathan Huggins married Elizabeth W. Smith on February 3, 1820 in Davidson County. Jonathan Huggins married Dora Shrader on February 12, 1865 in Coffee County. William S. Huggins married Sophia C. Finch on December 20, 1853 in Coffee Co. J. M. Burger married Ellen Huggins on July 9, 1863 in Coffee County.

1850 Rutherford Co., TN Census, Murfreesboro: Jonathan Huggins, 56 SC Grocer; Elizabeth Huggins, 48; Camillas Huggins (m), 28; Mary E. Huggins, 17; Susan R. Huggins, 16; Sarah Huggins, 13; Catherine Huggins, 12; George Huggins, 10; Ellen Huggins, 8; Margarete Ganaway, 13; Adalede Yeager, 16; Fanny Youree, 12; Sophia Rutherford, 34; Benjamin Rutherford, 14; R. N. Ransome, 26 Clerk.

1870 U. S. Census, Coffee County: Jonathan Huggins, 77 SC Retired Merchant \$12,500 real estate \$25,170 personal property; Dora Huggins, 28 Hanover, Germany; John Huggins, 5; Mattie Huggins, 4; Lillie Huggins, 2 months.

531. Hughs, Robert Died December 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: Robert Hughs, 21, died December 1849 of liver complaint.

532. Hunt, Henry Died before June 6, 1870, intestate.

June 6, 1870, County Court: The court noted the death of the intestate and appointed R. [Robert] R. Percy as administrator of the estate.

July 4, 1870, County Court: R. [Robert] R. Percy, administrator of the estate, submitted an inventory of the estate that consisted solely of currency and notes.

December 21, 1872, County Court: R. [Robert] R. Percy, administrator of the deceased's estate, made an estate settlement.

Rutherford Co., TN Marriage records: Henry Hunt married July Ann Woods on March 6, 1836. Henry Hunt married Smithie Manor on May 14, 1839 [**Note:** She was the widow of William Manor who died in 1835 - see Vol. I].

533. Hunt, James Ryland Died on or about September 19, 1863, intestate. [Cont'd from Vol. III].

Note: Son of Samuel Hunt, who died ca 1867 (see Vol. III and below). Lucy A. [Roseborough] Hunt, widow. Administrator: William Alexander Hunt

July 27, 1872, Circuit Court: Enrolling Docket #6, pg. 56: Samuel Hunt & Emma Hunt, by next friend, Lucy M. Hunt and John Jones, executor of G. [George] W. Sanford (deceased) vs John W. Lewis. Plaintiffs accused the defendant of illegal possession of a tract of 164 acres. Binding arbitration found for the defendant.

534. Hunt, Samuel Died September 1866, intestate. [Cont'd from Vol. III].

Note: Children: Mary Ann [Hunt] Martin; Hustus Hunt; Mahala E. [Hunt] Winston; Rhoda [Hunt] Shannon (deceased); James Ryland Hunt (deceased - see above); Alexander W. Hunt; Uriah P. Hunt; Joseph R. Hunt (deceased).

September 22, 1868, County Court: L. J. Pierce, administrator of Samuel Hunt (deceased); John D. Martin & wife, Mary Ann [Hunt] Martin; Hustus Hunt; I[saac] N. Winston and wife, Mahala [Hunt] Winston and Alexander W. Hunt vs Finis E. Shannon, Texana Shannon & Frusana Shannon, minor children of Rhoda [Hunt] Shannon (deceased) & Samuel Hunt and Emma Hunt, minor children of Joseph R. Hunt (deceased). I. [Isaac] N. Winston and wife were residents of Huntsville, AL. The Shannon children were residents of Wilson Co. On March 4, 1865, L. H. Carney for and in consideration of \$36,650 had conveyed by deed two tracts of land to M. B. Wade, P. H. Wade, Richard W. Wade, Julius C. Wade, Samuel Hunt, William B. Lillard, Alfred P. Lowe, Thomas Mosley, Josiah M. Baird, James P. Baird, H. B. Blackman, Thomas S. Jacob, and William J. Carney as tenants in common. Commissioners had been appointed to divide the land in proportion to the amount paid by each person. They had set apart to the heirs of Samuel Hunt (deceased) 217 acres. The complainants wanted this land sold for partition because it could not be equitably divided among the numerous heirs. The land was auctioned on December 10, 1868, and was purchased by John Woods for \$8.10 an acre. He completed payment of his notes by September 6, 1871, and received a decree of title.

535. Hunter, William P. Died before October 1, 1866, intestate. [Cont'd from Vol. III].

Note: The widow and administratrix, Tabitha, married E. E. Patterson on January 4, 1871.

October 29, 1874, Chancery Court: E. E. Patterson & wife, administrator and administratrix vs W. P. Hunter and others. John T. Burnett had purchased 44 acres on February 2, 1874. He gave a note for \$392.50 due in six months. The note remained wholly unpaid together with the interest thereon. The Clerk & Master obtained a judgment for principal, interest and associated costs. Mr. Burnett was given until December 1, 1874, to pay the note or the Clerk & Master would sell the land to collect the judgment.

June 1, 1876, Chancery Court: E. E. Patterson and wife, administrator and administratrix vs W. P. Hunter and others. The Clerk & Master had auctioned 44 acres of land on December 18, 1875, and W. [William] N. Mason was the buyer. He had paid the full purchase price and was granted a decree of title. William P. Hunter and Gwin Hunter were the only children of the deceased.

536. Hutchinson, Eliza [Easley] vs William M. Hutchinson – Divorce

April 27, 1871, Chancery Court: The couple married in February 1865 in Rutherford County. The husband committed adultery with Martha Eartherly. The wife was restored to her former name, Eliza Easley. Eliza Hutchinson was given title to all the property she brought to the marriage. Decree of divorce granted.

Rutherford Co., TN Marriage records: William M. Hutchinson married Eliza Easley on February 1, 1865.

537. Hutchinson, John Died before September 5, 1870, intestate.

Note: John Hutchinson married Tabitha Lamb, the daughter of David Lamb, Jr. and Jane “Jincy” who married about 1830. Jincy died between 1850-1853. David Lamb married 2nd Almary Westbrooks on May 20, 1853.

September 5, 1870, County Court: David Lamb (Jr.) died in 1861 – see below. Dower had been assigned to his widow, Mrs. Mary [Almary Westbrooks] Lamb, who later died. As a result, the children and heirs of David Lamb had a right to their part of the dower as well as to their share of the balance of his real estate. The intestate left surviving him seven children to wit: Carrol H. Lamb; Abner J. Lamb; Lafayette C. Lamb; George W. Lamb in connection with Jane Hutchinson, a granddaughter; Meredith P. Lamb; John B. Lamb and Chesley W. Lamb. Each of the seven children was to receive one share. Jane Hutchinson was the daughter of Tabitha [Lamb] Hutchinson (deceased), daughter of the intestate. Tabitha [Lamb] Hutchinson died after her father and her husband, John Hutchinson, had also died. David Lamb (deceased) owned three tracts of land totaling 208 acres more or less. Commissioners were appointed to set apart in severalty the share of the four children that were of age.

October 4, 1870, County Court: Carrol H. Lamb, Abner J. Lamb and others vs Meridith P. Lamb et al. Commissioners set apart land for the four elder heirs to wit: Carrol H. Lamb; Abner J. Lamb. Lafayette C. Lamb and George W. Lamb. There were also four minor heirs to wit: M. P. Lamb; John B. Lamb; C. W. Lamb and Jane Hutchinson who jointly received 110 acres.

May 6, 1872, County Court: John Landrum renewed his bond as guardian for Jane Hutchinson, a minor child of John Hutchinson (deceased) and heir at law of David Lamb (deceased).

December 2, 1872, County Court: C. [Charles] W. Holden was appointed guardian for Jane Hutchinson, a minor child of John Hutchinson (deceased) and heir at law of David Lamb (deceased).

Rutherford Co., TN Marriage records: John Hutcherson married Tabitha Lamb on January 12, 1857.

Rutherford Co., TN US Census Mortality Schedules: Tabitha Hutchinson, 20, married, died July 1859 of consumption.

1850 Rutherford Co., TN Census, Versailles Dist.: David Lamb, 37; Jane [Jincy] Lamb, 37; William Lamb, 18; Carroll H. Lamb, 15; Tabitha Lamb, 13; Abner J. Lamb, 11; Lafayette Lamb, 7; George Lamb, 4.

1860 Rutherford Co., TN Census, Dist. 10 (Versailles): D. Lamb (m), 46; M. Lamb (f), 26 VA; A. C. Lamb (m) 18; L. Lamb (m), 16; G. W. Lamb (m), 12; M. P. G. Lamb (m), 5; M. J. Lamb (f), 3; J. B. Lamb (m), 1.

538. Hutson, Alfred M. Legitimizing his children

March 14, 1877, Circuit Court: A. [Alfred] M. Hutson, over fifty years of age, came into court and revealed that when he was about thirty-five he took up with and kept a woman named Elizabeth Wilson who bore him two children now known as Alfred Hutson and Mary Bess Hutson. Shortly after the birth of the second child, the mother died and the petitioner took charge of the children and raised them. Petitioner prayed for the names of the children to be permanently changed to his own and that they be allowed and placed in the same position towards him and his estate as if they were born in wedlock. At his death, the petitioner wanted the children to inherit his worldly goods. The prayers of the petitioner were granted.

1860 Rutherford Co., TN Census, Dist. 10 (Versailles): A. M. Hutson (m), 37; S. Hutson (f), 72 SC; P. Hutson (f), 50; E. Hutson (f), 25; C. Hutson (m), 22.

1870 Rutherford Co., TN Census, Dist. 10 (Versailles): Alfred Hutson, 47; Polly Hutson, 38; Emeline Hutson, 38; Albert Hutson, 14; Elizabeth Hutson, 3.

539. Innman, Patrick Henry Died before April 3, 1871, unknown.

April 3, 1871, County Court: J. N. Clark, coroner, received \$5 for holding an inquest over the body of P. H. Innman (deceased).

Rutherford Co., TN Marriage records: P.H. Inman married Sallie J. Cowan on May 15, 1860. [**Note:** Daughter of Varner D. and Susan Cowan]

1870 Rutherford Co., TN Census, Dist 9: Pat Inman, 33; S. J. Inman (f), 36; Allis Inman, 4; Willie Inman, 5; Samuel Inman, 2; Maggie Inman, 5 months.

540. Irby, Josephine [Neal] Died prior to October 1871, intestate.

Note: Joseph W. Irby married Josephine Neal on October 9, 1858 in Franklin Co., TN. She was the daughter of Col. William D. and Grace [Atkinson] Neal. [see Vols. II and III]. They are buried in the Neal-Wade Cemetery, Alpine Way.

October 1871, Chancery Court: R. [Robert] T. Tompkins, executor of James M. Tompkins (deceased) vs J. W. Irby and others. The court acknowledged the death of Josephine [Neal] Irby, wife of Joseph W. Irby. The court issued a scia facias to William Irby Jr., Gertrude Irby, Robert F. Irby, J. Neal Irby, and Howard B. Irby, heirs at law of the deceased, to revive the cause against them. Josephine Irby was the daughter of W. [William] D. Neal. The nature of the case was the ownership of a piece of property purchased by the Irbys from James M. Tompkins and had never been completely paid for.

November 6, 1873, County Court: The court ordered the Public Administrator to take charge of the intestate's estate. This order had been issued in the September term of the court but had not been recorded.

November 1, 1876, Chancery Court: J. W. Sparks, executor of S. H. Miller (deceased) vs Joseph W. Irby & others. On November 19, 1870, Joseph W. Irby and wife, Josephine, executed to S. H. Miller, administrator of Alfred Miller (deceased) a mortgage on a tract of land known as Cherry Flat containing 136 acres to secure a note for \$5300 due in twelve months. This note arose as follows: S. H. Miller (deceased) as administrator of Alfred Miller (deceased), had a mortgage on a tract of land known as the Wade or Elliott place and foreclosed on it. Joseph W. Irby had purchased the land for \$9301. S. H. Miller (deceased) was to get the proceeds of the sale to the extent of his debt and Jo. W. Irby gave him a note for \$5300 and executed the mortgage. By so doing, Joseph W. Irby received a credit on the Wade land of \$4650 and gave a note to the Clerk & Master for the remaining \$4650. This note was unpaid except for some small credits for payments made. The land was resold on October 7, 1876, for payment of purchase money but went for \$2000 significantly less than the amount due. The court ruled that Joseph W. Irby held the Cherry Flat land as a trustee of his wife and children. The court ruled that J. W. Sparks had no lien on the Wade land and there could not be any exchange of Wade land for Irby land. Further resolution was submitted to arbitrators who ruled that the \$5300 mortgage had been invalid. J. W. Sparks was ordered to pay one-half of the purchase money for the Wade place to the heirs of Alfred Miller (deceased).

November 1, 1876, Chancery Court: S. H. Miller, administrator and others vs Levi Wade and others. The end result of the previous case on this date was that Joseph W. Irby, as trustee for his children, owned the 136 acre tract, and James D. Richardson was the owner of the Wade place. They worked out a swap, the Irby place for 90 acres of the Wade place, the later land being much better than the Irby place. The court approved the swap as being in the interest of the minors.

December 3, 1877, County Court: T. [Thomas] J. Moore requested to resign as guardian for Willie J. Irby, a minor heir of Joseph W. Irby and a minor heir at law of W. D. Neal (deceased). He was allowed to resign.

October 7, 1881, County Court: M. T. Bennett vs Gertrude Irby, a minor age 18 of Rutherford Co., R. [Robert] F. Irby, H. [Howard] V. Irby, and John N. Irby, all minors and citizens of Fanin Co., Texas. B. J. Tarver was the children's guardian in Rutherford Co. Petitioner stated that there was a 90-acre tract of land that belonged to the five children of Joseph W. Irby, the four defendants and William J. Irby who was of age. The land had descended to them from their mother. About a year previous, William J. Irby had sold his one-fifth interest in the tract to the petitioner. The petitioner alleged that the comfortable building on the land was rapidly deteriorating and that he would not make the repairs as he only owned a small portion. The children did not have the resources to make the repairs and he petitioned to have the land sold as it could not be partitioned among the heirs.

November 12, 1881, County Court: M. T. Bennett vs Gertrude Irby et al. The clerk reported that the land could not be partitioned without severe injury to one or more parties and it was to the advantage of the parties for the land to be sold at a price of not less than \$15 per acre.

December 20, 1881, County Court: M. T. Bennett vs Gertrude Irby et al. The clerk and commissioner reported the sale of 90 acres of land at \$15 per acre to J. D. McGregor.

Rutherford Co., TN Marriage records: Joseph W. Irby married Hannah M. Murfree on March 23, 1875.

1870 Rutherford Co., TN Census, Dist. 9 (Sulphur Springs): J. W. Irby, 37; Josephine Irby, 27; William J. Irby, 10; Gertrude Irby, 6; Robert Irby, 4; John N. Irby, 1.

541. Ivie, John H. Died September 13, 1867, testate. [Cont'd from Vol. III].

February 19, 1876, Chancery Court: Thompson B. Ivie, Pinkney Beard and wife, Sally, and Mary E. Ward vs William M. Powell and John L. Murray. The complainant was the owner of six-eighths of a tract of land containing 144 acres; Sally Beard owned one-eighth and Mary E. Ward owned the remaining share. The complainant had hired a man to fence his land and as soon as the fence was completed, the defendants would tear it down. The court directed the Clerk & Master to gather information. He interviewed R. N. Ward who identified his father as Burrell Ward who died June 14, 1856 and his mother as Mary [McClanahan] Ward who died April 23, 1873. The trouble was caused because the fence crossed a right of way that had previously been open because soldiers had removed the original fence. The court eventually ruled that the right of way could not be closed.

542. Ivie, Thomas Glover Died March 13, 1872, intestate.

April 2, 1872, County Court: The court noted the death of Thomas G. Ivie and appointed S. [Sallie] N Lawing as administrator. J. [John] J. Lawing provided part of the security for the bond.

Rutherford Co., TN Marriage records: Thomas Ivie married Sallie Lawing on December 19, 1870.

Evergreen Cemetery, Murfreesboro: Thomas G. Ivie, 17 Sep 1837 - 13 Mar 1872, and wife, Sallie Lawing Ivie, 19 Jun 1844 - 26 Aug 1908

543. Jackson, James F. Died October 24, 1873, intestate.

Note: The widow, Loucretia Childress [Jackson] Jackson [daughter of Francis M. Jackson, Jr.], had previously married James O. K. Sharber on March 7, 1860. James Sharber died ca 1862 [see Vol. II]. Indiana [Windrow] Jackson was the widow of Nathan Jackson [12 Jan 1801 - 28 Sep 1880]. Nathan Jackson and Francis M. Jackson, Jr. were sons of Francis Marion Jackson [1766 - 1854].

October 9, 1882, Chancery Court: Indiana [Windrow] Jackson, administratrix [of Nathan Jackson] vs John W. Jackson and others. In a deposition, Mrs. Lou C. [Jackson] Jackson testified that her husband had died on October 24, 1873, at the residence of her father, Francis Jackson.

April 12, 1886, Chancery Court: Mrs. Lou C. [Jackson] Jackson, guardian of Elizabeth Indiana Jackson and Eugenia Jackson, minors vs Elizabeth Indiana Jackson & Eugenia Jackson. James F. Jackson died in October 1873. He left virtually no estate and complainant had custody of the children and had to maintain and support them. After the death of the intestate, Nathan Jackson, father of James F. Jackson (deceased), died and his widow, Mrs. Indiana [Windrow] Jackson, had qualified as his administratrix and on April 11, 1881, filed to have dower and homestead set apart to her. In settling the estate of Nathan Jackson (deceased), it was determined that James F. Jackson (deceased) had received advancements that exceeded his share of the estate. The complainant appealed the decision and pending the outcome, she and the administratrix of Nathan Jackson (deceased) reached a compromise whereby the administratrix executed an obligation to pay \$600. She had collected part of the money and used it to pay legal fees and maintain her children. In the settlement of the estate of Nathan Jackson (deceased), Elizabeth Indiana Jackson and Eugenia Jackson received a small tract of land containing 36 acres and valued at \$791.02. She was able to rent the land for about \$30 per annum as only a small part was tillable but the rent was insufficient to support the children so she petitioned to sell the land and use the funds for the support and maintenance of the children. The court agreed and ordered the Clerk & Master to sell the land. At the auction, the land sold for \$1450.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 5: James Jackson, 40 Hotel Keeper; Lucretia Jackson, 27; Elizabeth Jackson, 1.

Jackson Cemetery, Taylor Rd.: James F. Jackson [broken stone], Dec 1829 - Oct 2___; & wife, Loucretia Childress Jackson, 13 Apr 1842 - 20 June 1888.

544. Jackson, Levi Died in June 1859, unknown.

U. S. Federal Census Mortality Schedules: Levi Jackson, 43, VA, carpenter, died in June 1859 "by amputation".

Virginia Marriages, 1740-1850: Levi Jackson married Tabitha Merrick on December 16, 1839 in Pittsylvania Co., VA.

24 August 1850 Rutherford Co., TN Census, McCrackens Dist.: [all born VA??] Levi Jackson, 32, VA, carpenter; Tabitha Jackson, 32; John H. Jackson, 10; James W. Jackson, 9; Elizabeth Jackson, 5; George W. Jackson, 4/12.

545. Jackson, Moses (colored) Died before March 9, 1876, intestate.

March 9, 1876, County Court: The administrator of the estate presented an inventory of the estate to the court. N. R. Jackson purchased items at the auction.

March 26, 1878, County Court: Frank Seay, administrator of the deceased's estate, made an estate settlement with the court

Rutherford Co., TN Marriage records: Moses Jackson (Black) married Nancy Jackson (Black) on August 19, 1865.

1870 Rutherford Co., TN Census, Dist. 10 (Versailles): [all Black] Moses Jackson, 60 VA farm hand; Eliza Bracy, 26; Martha Bracey, 5 ; Beady Bracy, 3 ; James Bracey, 6 months.

546. Jacobs, Clinton Died April 21, 1864, intestate. [Cont'd from Vol. III].

September 8, 1876, December 2, 1879, November 7, 1881, County Court: Mrs. Mary [Prewitt] Jacobs, guardian for L. [Letha] J. and Mattie Jacobs, minor heirs of Clinton Jacobs (deceased), made a settlement with the court.

547. Jacobs, Ephraim Died in September, 1875, intestate.

Note: Ephraim Jacobs was the son of Jeremiah & Nancy [Mankin] Jacobs, and brother of Elizabeth [Jacobs] Howland [see information about all of these elsewhere in this volume].

November 2, 1875, County Court: The court noted the death of Ephraim Jacobs and appointed William C. Jacobs as administrator of the estate.

March 9, 1876, County Court: The administrator of the estate presented an inventory and sale list of the estate to the court.

February 7, 1877, Chancery Court: An agreement was entered into by the adult heirs of Ephraim Jacobs (deceased) to wit: W. [William] C. Jacobs was to receive \$250 in lieu of all his claims against the estate. Thomas Prater was to \$200 in lieu of his claims and Matilda Brinkley was to receive \$200 in lieu of her claims against the estate.

April 19, 1877, Chancery Court: W. C. Jacobs, individually and as administrator of the deceased's estate vs Elizabeth [Jacobs] Howland's heirs and their representatives namely Nancy [Howland] Daughtry's heirs: Louisa Daughtry, John Daughtry and Alice Daughtry, all residents of Arkansas; and John Howland's heir, namely John F. Howland of Kentucky. Amanda [Howland] Jacobs and Celia [Howland] Bel's heirs' names were unknown but they were believed to live in Kentucky; and against Ephraim Howland; Rebecca [Howland] Brady; Dev[eraux] Alexander and wife, Martha [Howland] Alexander; James Robinson and Ellen Robinson; Joe Parker and wife, Fanny [Howland] Parker; Davidson Summers and wife, Mary [Howland] Summers; Clinton Howland. All the last named parties were residents of Rutherford Co., except Fanny [Howland] Parker and her husband who lived in Dekalb Co., TN. And against the heirs of Clinton Jacobs, namely D. [Dallas] P. Jacobs, W. [Willis] P. Jacobs, F. [Fletcher] P. Jacobs, Rice Jacobs, Peter Jacobs, William Marlin and wife, Nancy [Jacobs] Marlin, and Letha Jacobs and Mattie Jacobs. All lived in Rutherford Co. and were of age except Letha Jacobs and Mattie Jacobs who were without guardians. And against Dr. Ephraim Spear, Dr. J. M. Dill, Matilda Brinkley, all residents of Rutherford Co. and against all other creditors. W. [William] C. Jacobs reported that his brother, Ephraim Jacobs had died in September 1875, intestate. His estate consisted of personality and real estate. He left no wife or children. On March 7, 1876, W. C. Jacobs, administrator, reported that the estate was insolvent. The administrator had realized about \$200 from the personal estate and there was some railroad stock that was being held as collateral by a creditor for payment of a debt. The personality nor the real estate would not pay the debts. Matilda Brinkley claimed a debt of \$1000 and the two doctors had claims of about \$1000. The deceased owned about 100 acres of real estate and an adjacent tract of 23 acres. He also owned a part of a tract formerly owned by his father, Jerry [Jeremiah] Jacobs, containing about 38 acres. The complainant also noted that the deceased had boarded at his house from January 1870 until September 1875 and was indebted to him for provisions and a horse.

April 17, 1878, Chancery Court: The administrator of the estate had \$727.89 in his hands and the court ordered him to pay said sum to the Clerk & Master for payment of debts but he failed to do so.

April 18, 1878, Chancery Court: Ephraim Jacobs (deceased) vs Louisa Daughtry. The adult heirs of Ephraim Jacobs (deceased) decided that W. C. Jacobs would have \$250 in lieu of all his claims against the estate; Thomas Prater would have \$200 in lieu of all his claims against the estate and Matilda Brinkley would have \$200 in lieu of her claims against the estate. A statement of account showed \$55.43 in unpaid debts and the Clerk & Master recommended selling real estate to pay the debts and costs of administration. The court issued a decree to sell the land.

October term, 1879, Chancery Court: The Clerk & Master reported he had sold the larger tract to W. J. Jacobs for the \$7.90 per acre but did not receive a bid on the tract of 23 acres.

April term, 1881, Chancery Court: The Clerk & Master reported the sale of the 26 [?] acre tract on December 27, 1880. The court divested title from all the heirs and vested title in W. J. Prater.

October 16, 1883, Chancery Court: W. J. Prater had paid \$154.40 the full purchase money for land he purchased at auction on December 27, 1880. A decree of title was issued.

November 13, 1883, Chancery Court: The death of W. [William] C. Jacobs was noted and that his only children and heirs at law were to wit: J. [James] W. Jacobs; T. B. Jacobs; Arminda [Jacobs] Donnel, wife of W. J. W. Donnel; Mollie L. [Jacobs] Kelton, wife of W. A. Kelton; Ephraim Jacobs; Josephine [Jacobs] Bowman and W. J. Jacobs.

November 13, 1883, Chancery Court: W. J. Jacobs had paid \$836.60 the full price for the 110 acre tract he purchased at auction on October 4, 1879 and had transferred the title to Henry Taylor (colored).

1870 Rutherford Co., TN Census, Dist. 24 (Big Spring): Ephraim Jacobs 61 NC Merchant; Matilda Brinkley, 52 NC; William Prater, 26; Sarah Prater, 24; Idella Prater, 3; William Prater, 1.

548. Jacobs, Nancy Died before September 2, 1861, testate. [Cont'd from Vol. II & III]

Note: Nancy was the wife of Jeremiah Jacobs, who died November 25, 1850 - see Vols. II & III.

March 23, 1874, County Court, Enrolled Cases #3, pg. 327: Dallas P. Jacobs; Willis Jacobs; Mary P. Jacobs; W. [William] B. Marlin and wife, Nannie [Jacobs]; F. [Fletcher] P. Jacobs; Thomas Brady and wife, Rebecca [Howland]; William Jacobs; John Mankin; Philip Mankin and Thomas Prater, all of Rutherford Co. vs Devereaux Alexander and wife, Martha [Howland]; Joseph Parker and wife, Fannie [Howland]; L. [Leathers] R. and J. [John] C. Jacobs, under guardianship of W. [Willis] P. Jacobs; Letha Jacobs and Mattie Jacobs, under guardianship of Mary P. [Prewitt] Jacobs, all of Rutherford Co. Nancy Jacobs (deceased) had left to the heirs of Elizabeth [Jacobs] Howland, one of her daughters who had died before her mother, a small tract of land containing just over 31 acres. Elizabeth [Jacobs] Howland had left eleven heirs to wit: Rebecca [Howland] who had married Thomas Brady; Martha [Howland] who had married Devereaux Alexander; Fannie [Howland] who had married Joseph Parker; Clinton Howland who had sold his interest to William Jacobs; Ephreum Howland who had sold his share to John Mankin; Ellen [Elenor Howland] who had married James Robinson had sold her share to Philip Mankin; Nancy [Howland] who had married William Doughty and Celia [Howland] who had married William Belt, both of whom had sold their shares to Thomas Prater; J. [John] F. Howland who had sold his share to Clinton Jacobs; Amanda [Howland] who had married [John W.] Jacobs and Mary Ann [Howland] who had married [Davidson] Summers, both of whom had sold their shares to Clinton Jacobs. Clinton Jacobs had died and his widow and heirs were to wit: Dallis P. Jacobs; Willis P. Jacobs; F. [Fletcher] P.; Nannie [Jacobs] and her husband, W. [William] B. Marlin and Mary P. [Prewitt] Jacobs, his widow, all of whom were adults and L. [Leathers] R., J. [John] C., Letha and Mattie Jacobs who were his minor heirs. Due to the large number of heirs, the petitioners prayed for a decree to sell the land.

549. Jacobs, Willis P. Died before December 2, 1872, intestate.

Note: This is not the son of Clinton and Mary [Prewitt] Jacobs.

December 2, 1872, County Court: The court noted that W. [Willis] P. Jacobs had been dead for more than six months and no one had applied to become administrator of the estate. The court appointed the Public Administrator of Rutherford County to take charge of the estate and administer it according to law.

February 3, 1873, County Court: The Public Administrator presented an inventory of the deceased's personal estate.

March 3, 1875, County Court: R. D. Jamison, Public Administrator, made a final settlement of the estate of W. [Willis] P. Jacobs (deceased) with the court.

550. Jakes, George W. Died before April 7, 1873, intestate.

April 7, 1873, County Court: The court noted the death of George W. Jakes and appointed B. L. Chadwick as administrator of the estate. Mathias Fox and John Jakes provided security for the \$10,000 bond.

April 7, 1873, County Court: The court appointed commissioners to set aside provisions for one year for Mary [Fox] Jakes, widow of George W. Jakes (deceased).

April 18, 1873, County Court: B. L. Chadwick, administrator of the estate, submitted a list of property sold at auction.

February 1, 1875, February 2, 1878, January 1, 1879, February 3, 1879, March 7, 1879, May 6, 1880, December 6, 1880, January 5, 1881, County Court: Monroe Prater was appointed guardian for Georgianna Jakes, William Jakes, Joseph Jakes, and Dora Jakes, minor children of George Jakes (deceased).

November 10, 1875, December 9, 1875, County Court: B. L. Chadwick, administrator, made a partial settlement of the estate of George Jakes (deceased) with the court. There was a balance due the estate of \$7726.47. In the expenses, there was a receipt from Mary E. [Fox] Jakes for year's allowance.

February 3, 1877, Chancery Court Enrolled Cases #7, pg. 464: B. L. Chadwick, administrator, vs Thomas McEwin, John Davis, Wyatt Cleghorn and Abe McMahan, all of Bedford Co. The plaintiff had recovered a judgment of \$208.25 plus costs on July 17, 1875 against the defendants. An execution had been issued and it had been returned no property found. Mr. Cleghorn had sold land in 1874 and had passed the three unpaid notes to Mr. Davis and Mr. McMahan for no consideration. The plaintiff prayed for a writ of attachment and apply the proceeds to the payment of the judgment.

February 7, 1881, County Court: A final settlement of the estate of George Jakes (deceased) was presented in court. The estate had a balance of \$7403.47.

Rutherford Co., TN Marriage records: George Jakes married Mary E. Fox on December 9, 1857.

September 2, 1870 U. S. Census, Bedford Co., TN: G. W. Jakes, 32; Mary E. Jakes, 30; George A. Jakes (f), 8; William Jakes, 5; Robert L. Jakes, 3; Milville Jakes (f), 5 months.

551. James, Cary Died January 21, 1848, testate. [Cont'd from Vols. I, II, & III].

Note: Widow: Martha James [2nd wife]. First wife was Sarah James. The will gave his whole estate to his widow during her life and then to his seven children: William N. James, Benjamin C. James (deceased prior to 1847), Allen W. James, Rebecca H. [James] Lewis, Nancy T. [James] Watson, Mary B. [James] Goodrich, Elizabeth L. [James] Watson [widow of Henry Williamson]. His executor and brother was Allen James.

April 1851, County Court: William N. James; Fielding Lewis & wife, Rebecca [James] Lewis; Pleasant Watson and wife, Elizabeth [James] Watson; David Watson and wife, Nancy T. [James] Watson; Susan James, Martha James, Benjamin C. James and Elizabeth James, the last four minors. Petition. Cary James died in February 1848, testate. The testator owned 203 acres of land and two Negroes, Jack, aged 40, and Jack, aged 75. Martha James, widow of the testator, died March 14, 1851.

May 31, 1851, County Court: The clerk/commissioner reported he auctioned 202 acres for \$16 per acre to David Watson who transferred his bid to Silas Tucker. The Negro, Jack, was sold for \$550 to Mary Ann Matthews. The notes had been paid by October 1852.

August 1852, County Court, State of Kentucky, Hopkins County: Susan Thomas James, Elizabeth Ellen James and Benjamin C. James were the only children of Benjamin C. James (deceased), late of this county and a son of Cary James (deceased). Susan Thomas James, being over fourteen years of age, selected James Bassett as her guardian.

552. James, Garrett T. Died January 16, 1874, intestate.

February 2, 1874, County Court: The court noted the death of G. T. James and appointed R. [Richard] H. White as administrator of the estate. Commissioners were appointed to set apart for Mrs. Ella [White] James, widow, provisions sufficient for one year.

April 2, 1874, County Court: R. [Richard] H. White, administrator, submitted a list of property sold on February 20, 1874. There was also an inventory of notes and accounts due, most less than \$10 probably for stud fees and many were labeled "doubtful, no colt. 20% of the accounts belonged to Ned Davis (colored) who stood the stud for G. T. James.

May 6, 1874, County Court: An inventory of the estate was presented to the court and accepted.

July 8, 1876, County Court: R. [Richard] H. White, administrator of G. T. James (deceased), made an estate settlement.

March 30, 1878, County Court: R. [Richard] H. White, administrator of G. T. James (deceased), made a final estate settlement.

October 1895, Chancery Court: Mrs. Ella [White] James and E. A. Hibbett and wife, Lola, formerly James vs R. [Richard] H.

White. G. T. James died in 1874, intestate. Lola [James] Hibbett had reached her majority on March 11, 1894 being twenty-two years old. The complainants were questioning an entry in the final estate settlement for \$159 to Ella [White] James for a year's support and were claiming that a receipt purportedly from Ella [White] James was fraudulent. They also charged that R. [Richard] H. White, administrator, had never accounted for two sums of money he had received for two tracts of land in Georgia that had been sold.

Rutherford Co., TN Marriage records: G. T. James married Luella White on June 4, 1872.

1870 Rutherford Co., TN Census, Dist. 3: W. R. James, 62; Bettie James, 51; G. T. James, 24; Mary T. James, 18.

James Cemetery, Carter Lane, Smyrna: Garrett T. James, 7 Aug 1845 - 16 Jan 1874.

553. James, John A. vs Olivia F. [Smith] James – Divorce

July 18, 1865, Circuit Court Enrollment Docket #1, pg. 240: The couple was married on November 26, 1851. His wife had committed adultery that resulted in the birth of a baby on March 5, 1865. The child had been fathered while he was away in the army from January 14, 1863 until October 1864. A decree of divorce was issued.

Rutherford Co., TN Marriage records: John A. James married Olivia F. D. Smith on November 26, 1851.

554. James, John W. Disappeared in 1869, presumed dead, intestate.

March 12, 1887, Chancery Court: M. [Mary] J. [Vaught] James, William T. James, Elizabeth A. [James] Wilson and husband, T. A. Wilson, Minnie J. [James] Caffy and husband, M. P. Caffy and Harmon James, Jr., a minor without guardian who sued by next friend, M. P. Caffy vs D. [Dabney] H. Sneed, W. [William] G. Sullivan, administrator of Harmon James (deceased) and W. D. Robison, Clerk & Master. John W. James had left the country in 1869 and had not been heard from since. The plaintiffs alleged that he was dead. He left surviving him to wit: M. J. [Vaught] James, widow, and children: George V. James; William T. James; Harmon James, Jr.; Elizabeth A. [James] Wilson, wife of T. A. Wilson; and Minnie J. Caffy, wife of M. P. Caffy. On May 23, 1884, Harmon James died in Rutherford Co. He left surviving him as heirs to wit: J. F. B. James; William F. James; Martha E. [James] Sneed, wife of D. [Dabney] H. Sneed of Tennessee; John Harmon Sullivan and William Presly Sullivan of the State of Texas, the last two were surviving children of Mary Jane [James] Sullivan (deceased), daughter of intestate who died years before her father, and James Kelton, son of Mary [Barker] Kelton (deceased) who was a daughter of Adeline [James] Barker, daughter of intestate. The intestate was a son of Harrison James (deceased). Defendants Sneed and Sullivan were appointed administrators of Harmon James (deceased) in 1884 and had already wrapped up the estate. The administrators held \$237.61 as the intestate's share of his father's estate. On July 7, 1884, J. F. B. James had filed a suit against the administrators for partition of the lands belonging to the estate of Harmon James (deceased). The court ordered the land partly partitioned and the remainder sold. J. F. B. James and William F. James received their shares and the rest of the land was sold for about \$2000. John W. James (deceased) was entitled to one-fourth of that sum. The plaintiffs prayed for a decree to have the funds paid over to those entitled. The court agreed that John W. James was dead and ordered the payment of a child's part of the fund to the plaintiffs.

Rutherford Co., TN Marriage records: John W. James married M. J. Vaught on June 13, 1855. T. A. Wilson married Elizabeth A. James on January 18, 1876. D. H. Sneed married Martha E. James on January 1, 1857. William G. Sullivan married Mary Jane James on October 27, 1847. James Barker married Sarah A. James on September 8, 1849. Adolphus A. Kelton married Mary A. Barker on September 12, 1869. J. F. B. James married Susan Batey on October 9, 1856.

1850 Rutherford Co., TN Census, Trimbles Dist.: Harmon James, 51 NC; Hannah James, 49 NC; John James, 18; Frederick James, 14; Eliza James, 11; James James, 10; William James, 6.

1860 Rutherford Co., TN Census, Trimbles Dist.: J. W. James (m), 28; M. J. James (f), 21; G[eorge] V. James, 4; E[lizabeth] A. James, 1.

555. Jamison, Henry Downs Died March 15, 1859, testate. [Cont'd from Vols II & III].

Note: Ida Shettlesworth was a daughter of Martha [Jamison] and Elijah M. Shettlesworth. Martha was a daughter of Henry Downs Jamison. Henry D. Jamison married Sarah W. Thomas on July 23, 1835 in Williamson Co., TN. Sarah married 2nd John L. Cooper.

January 9, 1877, County Court: Mrs. S. [Sarah] W. [Thomas - Jamison] Cooper, guardian for Ida Suttleworth [Shettlesworth], a minor heir at law of H. D. Jamison (deceased), made a settlement with the court.

June 7, 1880, County Court: W. [William] C. Jamison, surviving executor of H. D. Jamison (deceased), made an estate settlement with the court.

556. Jamison, Mrs. Nancy Died in 1865, testate. [Cont'd from Vol. III]

Correction: Nancy Jamison died in 1865, prior to June 5 instead of 1863.

557. Jamison, Thomas Hamilton Died April 21, 1863, intestate. [Cont'd from Vol. III].

Note: Thomas, son of Mrs. Nancy Jamison [see Vol. III and above], married Catharine Donnelly on September 8, 1845.

December 4, 1866, County Court: George C. Dromgoole, administrator & Catharine [Donnelly] Jamison, widow of Thomas H. Jamison (deceased) vs Robert S. Jamison et al. The net proceeds from the sale of lots were \$280. The widow opted to take \$40 absolute vice one-third of the net for life.

558. Jaquith, Edward H. Died about July 27, 1870, intestate.

August 1, 1870, County Court: The court noted the death of the intestate and appointed Amanda C. Jaquith, widow, administratrix.

July 8, 1873, January 3, 1874, County Court: A settlement made with Mrs. Amanda C. Jaquith, administratrix of E. H. Jaquith (deceased) was presented in court and was ordered to be recorded.

October 1875, Chancery Court: Amanda C. Jaquith, in her own right and as administratrix of E. H. Jaquith (deceased) vs Hugh L. Jaquith and Martha L. Jaquith. Edward H. Jaquith died about July 27, 1870, intestate. The Jaquith family had arrived in Rutherford Co. from Ohio about January 19, 1870 and purchased a tract of land containing 208 acres. The widow and her two children remained on the farm after the intestate's death until the beginning of 1874 when they returned to Ohio. The intestate had paid \$4500 towards the purchase price of the land and their remained a balance of \$4500 which Amanda C. Jaquith paid from her own separate funds. She petitioned to sell the land in order to recover her funds and to receive payment for her dower in the part paid for by her husband. She stated that the small amount of personal property had been used to discharge the other debts of her husband. The court ordered the Clerk & Master to advertise and sell the land. The Clerk & Master held an auction of November 13, 1875 on the land which had been divided into three parcels containing 51 acres, 100 acres and 54 acres respectively. The widow purchased all three tracts for an aggregate total of \$6115.50.

April 18, 1876, Chancery Court: J. [Joseph] B. Palmer and wife, M. [Margaret] J. Palmer, administrator and administratrix of W. [William] T. Mason (deceased) vs W. [William] H. Alexander and others. A land description listed the widow and heirs of Edward Jacquette (deceased) as owners of land bordering the land on the west.

May 26, 1876, Chancery Court: Amanda C. Jaquith vs Hugh S. Jaquith, et al. Amanda had been a femme sole when she purchased the land but had married J. A. Simpson who was made a party to this suit.

1870 Rutherford Co., TN Census: Ed H. Jaquith, 33 OH; Amanda Jaquith, 30 OH; Hugh L. Jaquith, 4 OH; Martha L. Jaquith, 1.

Note: The 1870 Census was dated August 8, 1870 and listed Ed H. Jaquith but the court noted his death July 27, 1870.

559. Jarman, Richard (colored) Died before October 6, 1873, intestate.

October 6, 1873, County Court: The court noted the death of Richard Jarman (colored) and appointed Rufus E. Jarman (colored) as administrator of the estate. The court appointed commissioners to set apart provisions for one year for Ann [Johnson] Jarman (colored), widow of the deceased.

December 10, 1875, County Court: R. E. Jarman (colored), administrator of the estate of Richard Jarman (colored – deceased), made a final estate settlement with the court. John M. Jarman owed the estate \$45; A. F. Jarman owed \$1.40 and A. H. Jarman owed \$23.40.

Rutherford Co., TN Marriage records: Richard Jarman (colored) married Ann Johnson (colored) on August 19, 1865.

560. Jarratt, Benjamin F. Died before April 3, 1854, unknown [Cont'd from Vol. II.]

Note: Elizabeth Ann [Posey] Jarratt, wife of Benjamin F. Jarratt, was the daughter of William S. Posey (see Vols. II & III), and granddaughter of Zachariah Posey (see Vols. I & III). Minor children ca 1854: William B. Jarratt, Pleasant J. Jarratt, and David J. Jarratt.

July 3, 1871, May 7, 1873, December 10, 1874, County Court: W. [William] B. Jarratt was appointed guardian for P. [Pleasant] J. Jarratt and D. [David] J. Jarratt, minor children of Benjamin Jarratt (deceased) and heirs at law of Zachariah Posey (deceased).

Rutherford Co., TN Marriage records: Benjamin F. Jarratt married Elizabeth A. Posey on August 10, 1849.

561. Jarratt, David M. Died September 7, 1867, testate. [Cont'd from Vol. III].

Note: David M. Jarratt married three times: 1st wife, Rebecca Brashear; 2nd wife, Charlotte Clementine Saunders; 3rd wife, Nancy D. Ivie. Children: Amanda [Jarratt] Baird; Mary [Jarratt - Saunders] Smith; Isaac Legrand Jarratt; Julia R. [Jarratt] Curlee; Jesse A. Jarratt; Snow S. Jarratt; Augusta Tennessee [Jarratt] Scruggs; Clementine [Jarratt] Mitchell.

December 10, 1875, County Court: John Woods, executor of the deceased's estate, made a settlement with the court.

March 9, 1876, County Court: John Woods, executor of the deceased's estate, made a settlement with the court. The amount collected on inventory was \$75,400.30.

January 31, 1882, Chancery Court: B. [Bromfield] L. Ridley for the use of Jemima Parrish and Emily Parrish, individually vs Joseph R. Thompson; Snow S. Jarratt; Jesse A. Jarratt (a citizen of Texas); Julia R. [Jarratt] Curlee (lived in Coffee Co.); William Scruggs and wife, Augusta T. [Jarratt] Scruggs (lived in Bedford Co.); John H. Smith and wife, Mary [Jarratt - Sanders] Smith; John Mitchell and wife, Clementine [Jarratt] Mitchell; minors (living in Cannon Co.) under the guardianship of E. C. Preston: David Jarratt, Mack Jarratt, Ida Jarratt, Julia Jarratt and Lee Jarratt. Joseph R. Thompson and Snow S. Jarratt lived in Rutherford Co.

J. M. Thompson had purchased from D. [David] M. Jarratt certain land for \$2407.19 giving a note for the amount due on January 1, 1868. Through March 15, 1872, payments of \$2338 had been made on the note. D. M. Jarratt had died. The defendants to this bill except for Joseph R. Thompson were children, legatees and devisees of the deceased or husbands of children, legatees and heirs at law of the deceased. J. M. Thompson had also died. The note was transferred on April 19, 1881 to William Scruggs and wife, A. T. [Jarratt] Scruggs, without recourse and with all the liens to force payment. The transfer was part of the settlement due her as a legatee of the deceased. On the same day, William Scruggs and wife transferred the note to B. [Bromfield] L. Ridley. On July 2, 1881 he delivered the note to Mrs. Jemima Parrish and Miss Emily Parrish as collateral security for \$495 he had borrowed from them. On December 19, 1868, J. M. Thompson made a title bond to Joseph R. Thompson who agreed to pay the note of \$2407.19. The complainants were asking the court to enforce their lien on the land and prayed for a decree to sell the land for payment.

562. Jarratt, Devereaux Died October 25, 1866, intestate. [Cont'd from Vol. III].

Note: Devereux Jarratt [1813-1866] and wife, Jane P. Jarratt [1824-1869] are buried in the Jarratt Cemetery on Salem Pike.

April 13, 1877, May 6, 1878, July 10, 1879, County Court: James P. Hollowell, guardian for Archer W. Jarratt and D. [Devereux] Jarratt, minor heirs of D. Jarratt (deceased), made a settlement with the court.

December 3, 1877, County Court: A. W. Jarratt vs D. B. Jarratt & J. P. Hollowell, guardian. The intestate's children were: A. [Archer] W. Jarratt, D. [Devereux] B. Jarratt, Altezerah S. Jarratt, Augusta Jarratt and John M. Jarratt. The intestate's widow, Jane

P. Jarratt, and John M. Jarratt, a minor, had died. Altezerah had married J. [James] P. Hollowell. Augusta Jarratt had married A. W. Key. Both of these couples had previously received their shares of the real estate. The complainant and the defendant were owners in common of five tracts of land totaling 658 acres and an undivided one-half interest in a tract of 185 acres. The other half of the latter tract was owned by the estate of Sanders Jarratt (deceased). A. [Archer] W. Jarratt became of age on November 22, 1877 and wanted his share of the real estate set apart for him. Commissioners were appointed to make the partition.

January 7, 1878, County Court: A. [Archer] W. Jarratt vs D. [Devereux] B. Jarratt & J. [James] P. Hollowell, guardian. The commissioners reported the partition of the real estate as follows: D. [Devereux] B. Jarratt received four tracts totaling 386 acres. A. [Archer] W. Jarratt received three tracts totaling 343 acres.

March 1, 1880, September 6, 1881, County Court: J. P. Hollowell, guardian for D. B. Jaratt, a minor heir of D. Jarratt (deceased), submitted his resignation to the court. A. [Archer] W. Jarratt was appointed his new guardian.

563. Jarratt, Gertrude M. [Wooldridge] Died June 5, 1875, intestate.

July 7, 1875, County Court: Dr. J. B. Turner was allowed \$5 for holding a post mortem exam on the body of Mrs. Gertrude [Wooldridge] Jarratt (deceased).

Rutherford Co., TN Marriage records: William R. Jarratt married Gertrude M. Woolbridge on December 22, 1869.

Wade Cemetery, Armstrong Valley Rd.: Gertrude Wooldridge Jarratt, wife of W. R. Jarratt, 2 Sep 1851 - 5 June 1875.

564. Jarratt, Isabel (colored) Died on January 29, 1875, intestate.

April 5, 1875, County Court: The Poor House Commissioners reported that Isabel Jarratt (colored) died on January 29, 1875.

565. Jarratt, L. J. Died before April 3, 1876, intestate.

April 3, 1876, County Court: John A. Haynes was appointed guardian for William Jarratt, Mattie [Martha] Jarratt and Washington Jarratt, minor children of L. J. Jarratt (deceased) and heirs at law of William Jarratt (deceased).

1870 Rutherford Co., TN Census, Dist. 12 (May): Thomas Haynes, 62 NC; Eliza Haynes, 49; William H. Haynes, 18; Martha Haynes, 16; Eliza Haynes, 12; Richard Haynes, 11; George Haynes, 8; Charlotte Jarratt, 24; William Jarratt, 10; Martha Jarratt, 9; Wash Jarratt, 7.

566. Jarratt, Levi D[evereux] Died before June 5, 1865, intestate. [Cont'd from Vol. III].

September 8, 1875, August 7, 1877, January 10, 1880, September 7, 1881, County Court: Mrs. Susannah [Brown] Jarratt, guardian of Annie C. Jarratt, Lavina F. Jarratt and John D. Jarratt, the minor heirs of L. D. Jarratt (deceased), made a settlement.

567. Jarratt, P. [Pleasant] J. Died before September 4, 1876, intestate.

Note: Son of Benjamin F. Jarratt (died before 1854 - see Vol. II and above) and wife, Elizabeth Ann [Posey] Jarratt

September 4, 1876, County Court: The court noted the death of P. J. Jarratt and appointed W. [William] Y. Posey as administrator of his estate. The court appointed commissioners to set apart to Mrs. P. J. [Posey] Jarratt provisions sufficient for one year.

November 10, 1876, County Court: An inventory of the estate of P. J. Jarratt (deceased) was presented to the court.

June 7, 1877, County Court: A sale list of the personal property sold at auction was presented to the court. Thomas J. Jarratt had purchased a majority of the items sold.

January 10, 1880, County Court: W. [William] Y. Posey, administrator of the estate, made an estate settlement with the court.

Rutherford Co., TN Marriage records: P. J. Jarratt married T. J. Posey on December 26, 1873.

1860 Rutherford Co., TN Census, Jordans Dist.: W. Y. Posey, 36; Martha Posey, 31; Mattie Posey, 10; T. J. Posey (f), 1.

568. Jarratt, Thomas O. Died November 23, 1876, testate.

Will dated April 8, 1876. Codicils 1, 2 and 3 dated November 23, 1876. Will presented for probate December 4, 1876.

Item 1: The testator requested to be buried in a neat coffin and all expenses to be paid as soon as practical. Item 2: The testator left all his estate not personal to his two brothers, R. H. Jarratt and S. B. Jarratt and his two sisters, Lucretia [Jarratt] Span and Mary "Polly" [Jarratt] Wheeler, equally and jointly. The testator directed that Lucretia [Jarratt] Span who was a widow have \$150 more than the others. Item 3: The testator stated his estate was mostly in money and notes but he did own a horse and two watches which he wanted sold at his death. The testator wanted to put a head and foot stone of Italian marble on the grave of his deceased wife. In the event the testator failed to complete that before his death, the executor was to complete the work with cost not to exceed \$80. The testator wanted similar stones placed on his grave. Codicil # 1: The testator willed his interest in the estate of his late father, William Jarratt (deceased), to his sister, Lucretia [Jarratt] Span. Codicil #2: The testator appointed H. [Henry] B. Barkley as executor of his estate. Codicil #3: The testator devised to the sons of his brother, R. H. Jarratt, to wit: William Jarratt, Zack Jarratt and Sam Jarratt, his chest of work tools which was in Lavergne in care of Mr. Park, the station agent. He also gave the boys all his clothing.

December 4, 1876, County Court: The will of Thomas O. Jarratt (deceased) was presented for probate, was proven and recorded. January 10, 1880, County Court: H. [Henry] B. Barkley, executor of Thomas O. Jarratt (deceased), made an estate settlement with the court. The estate had a balance of \$1096.11.

1870 Rutherford Co., TN Census, Dist. 11 (Barfield): Thomas Jarratt, 73 VA.

Sumner Knob Cemetery, near line of Williamson & Sumner Cos.: Thomas O. Jarratt, 30 Aug 1816 - 23 Nov 1876. Media A. Jarratt, 30 Dec 1830 - 31 Oct 1858.

569. Jarratt, William Died before April 3, 1876, intestate.

April 3, 1876, County Court: John A. Haynes was appointed guardian for William Jarratt, [Martha] Mattie Jarratt and Washington Jarratt, minor children of L. J. Jarratt (deceased) and heirs at law of William Jarratt (deceased).

September 3, 1877, September 2, 1878, June 10, 1880, September 6, 1881, County Court: John A. Haynes, guardian for William Jarratt, Mattie Jarratt and Washington Jarratt, , minor children of L. J. Jarratt (deceased) and heirs at law of William Jarratt (deceased), made a settlement with the court.

570. Jenkins, Hiram, Jr. Died on or about December 16, 1870, testate.

Note: Nimrod Jenkins Sr. and Hiram Jenkins Sr. were brothers, sons of Aaron Jenkins. Nimrod Jenkins Sr. died in 1837 unmarried and without children [see Vols. I & II and below]. Hiram Jenkins, Sr. died in 1857 [see Vol. II and below]. The widow of Hiram Jenkins Sr. was Mrs. Mary Jenkins, and his executors were sons: Hiram Jenkins Jr. and Nimrod Jenkins [Jr.].

Date of will November 26, 1870. Date of codicil November 28, 1870. Date of probate January 2, 1871. Executor: William R. Jenkins and James F. Jenkins. ^{1st:} The will authorized the executors to sell the amount of land necessary to pay debts above and beyond what the personal estate would pay. ^{2nd:} The testator gave his wife, Nancy [Puckett] Jenkins, the tract of land where he lived during her natural life. He also gave her all the household and kitchen furniture, farming utensils, stock of horses, mules, cattle and hogs along with sufficient corn fodder, meat and groceries necessary for her support and maintenance for one year after his death. The testator also gave her 60 acres of cedar land. Nancy [Puckett] Jenkins was to provide for their two youngest sons, Nimrod and Walter, until they reached the age of twenty-one. At that time, each was to have a lot of land selected by executors and beneficiaries off the south side of the home tract worth \$6,000. These gifts should make all the children equal. If there was any excess from the personal estate after the debts were paid, it was to be divided equally among the children except W. R. Jenkins who had advantages beyond what the other children had. At the death of Nancy [Puckett] Jenkins, all remaining personal property and the home tract of land was to be sold and the proceeds divided equally among all the children. If any children had died leaving children, they were to receive their parent's share as if they were living. The codicil specified that in the event W. R. Jenkins received the 200 acre tract where he was living that was subject to the will of Mrs. Mary Jenkins and willed by her to him, he was not to have any part of the distribution mentioned in the will. If she willed the land to anyone else, W. R. Jenkins would participate in the distribution as specified in the will.

January 2, 1871, County Court: The court noted that Hiram Jenkins [Jr.] had died with a will. The will was proven and recorded.

January 5, 1871, County Court: Nancy C. [Puckett] Jenkins was appointed guardian for Nimrod Jenkins and Walter Jenkins, minor children of Hiram Jenkins [Jr.] (deceased). J. [James] F. Jenkins and W. [William] R. Jenkins provided her security.

September 2, 1871, County Court: W. R. Jenkins, one of the executors of Hiram Jenkins [Jr.] (deceased), who was in his lifetime guardian for Mary Jane Jenkins and Alice Jenkins, minor children of Nimrod Jenkins (deceased), made a settlement with the court.

November 4, 1871, Chancery Court: Solomon Beasley, executor of Nimrod Jenkins (deceased) vs Hiram Jenkins and others. On December 20, 1866, Hiram Jenkins had purchased nine lots of cedar land at the estate auction. He paid \$300 cash and gave two notes for \$3337.89 each. The aggregate total for the two notes plus interest was \$8025.90. Hiram Jenkins had died and William R. Jenkins and James F. Jenkins were his executors. The court ordered the Clerk & Master to recover judgment against the executors and their securities for the total amount plus court costs.

November 16, 1871, Circuit Court: H. [Hillary] O. Blackman vs W. R. Jenkins and Mary Jenkins and W. R. Jenkins & J. F. Jenkins, executors of Hiram Jenkins [Jr.] (deceased). The defendants confessed judgment in favor of the plaintiffs for a total of \$2752.39 in principal and interest. Execution was issued on the goods, chattels and lands of the defendants.

November 17, 1871, Circuit Court: D. [David] D. Wendel, executor of Edwin A. Keeble (deceased) vs W. R. Jenkins & J. F. Jenkins, executors of Hiram Jenkins [Jr.] (deceased). A jury found in favor of the plaintiff in the amount of \$715 and the court considered that the plaintiff was to recover the said sum assessed by the jury and all costs. Execution was to be issued against good, chattels, right and credits of Hiram Jenkins [Jr.] (deceased) in the hands of the executors.

November 16, 1871, Circuit Court: H. [Hillary] O. Blackman vs W. R. Jenkins and Mary Jenkins and W. R. Jenkins & J. F. Jenkins, executors of Hiram Jenkins [Jr.] (deceased). The defendants confessed judgment in favor of plaintiffs for a total of \$587.03 plus \$19.46 in interest. The court considered that the plaintiff recover said amount plus court costs from the defendants.

November 22, 1871, Circuit Court: William R. Jenkins and James F. Jenkins, executors of Hiram Jenkins [Jr.] (deceased) vs R. [Robert] T. Tompkins, administrator of Caswell Puckett (deceased). The plaintiff asked for a judgment on a note issued January 20, 1862 for \$2120 payable in 12 months. The court ruled that on November 14, 1871, S. H. Miller, administrator of S. H. Miller (deceased) had obtained judgment against the plaintiff on this note for \$2788.60. Hiram Jenkins had been security on this note and the court ordered the defendants to pay \$2788.60 plus costs. The court noted the insolvency of the estate of Caswell Puckett (deceased) and ordered the clerk to certify this judgment to the County Court for prorata payment of the judgment.

January 1, 1872, County Court: Nancy C. [Puckett] Jenkins personally dissented from the will of her deceased husband.

August 1, 1872, Circuit Court: William A. Ransom and brother vs William R. Jenkins and James F. Jenkins, executors of Hiram Jenkins [Jr.] (deceased). The defendant confessed judgment in favor of the plaintiff in the sum of \$393.05 in debt plus \$60.88 in accrued interest. The plaintiff was to recover of the defendants the entire sum plus costs for which execution was to be levied on the goods, chattels, rights and credits of Hiram Jenkins [Jr.] (deceased) in the hands of the executors to be administered.

October 21, 1872, Chancery Court: Nancy C. [Puckett] Jenkins, widow of Hiram Jenkins [Jr.] (deceased) vs William R. Jenkins and James F. Jenkins as executors, heirs and devisees of the deceased and Charles H. Jenkins, Nimrod Jenkins and Walter Jenkins, minor heirs and devisees of Hiram Jenkins [Jr.] (deceased), H. H. [Henry "Harry" Harrison] Kerr, and Mary Jane Jenkins, Alice N. Jenkins, heirs of Nimrod Jenkins [Jr.] (deceased) and A. G. Grisham & wife, Jane W. [Moore - Jenkins] Grisham. Hiram Jenkins had died at his residence on or about December 16, 1870, testate. The widow had dissented from the will. H. H. [Henry "Harry" Harrison] Kerr had married Alice Jenkins who died after her father and left her estate to her husband. Jane W. [Moore] Jenkins, widow of Nimrod Jenkins [Jr.] (deceased) had married A. G. Grisham. The complainant stated that she was the guardian of Walter Jenkins, son of the deceased, and this bill was in conflict with the rights of her ward and requested the appointment of a guardian ad litem. Her husband had owned two-thirds interest in a tract of land. He was the equitable owner of the remaining one-third but it was subject to a lien for purchase money. Her husband had many years previously purchased 15/24ths of the land. Nimrod Jenkins [Jr.] had before his death purchased 8/24ths of the land. After the death of Nimrod Jenkins [Jr.], all the land had been sold by decree of Chancery Court and had been purchased by Hiram Jenkins but no title had ever been decreed. She petitioned for her dower from the two-thirds that her husband owned further defined as a tract of 540 acres; a tract of 150 acres; a tract of 85 acres and a tract of 50 acres that was not part of the land that Nimrod Jenkins (deceased) had an interest in.

November 7, 1872, Circuit Court Enrolling Docket #6, pg 401: State of TN for use of A. [Asa] G. Grisham, guardian of and for the use of Jennie [Mary Jane] Jenkins and Ninnie [Alice N.] Jenkins, minor children of Nimrod Jenkins (deceased) vs W. [William] R. Jenkins and J. [James] F. Jenkins, executors of Hiram Jenkins [Jr.] (deceased) and in their own right and H. H. [Henry "Harry" Harrison] Kerr. The plaintiff sued the estate for breach of trust in that the executors had not paid to the guardian his ward's share of the estate. Collectively the two were owed \$2363.30. A jury found for the plaintiff but found for W. R. Jenkins and J. P. Jenkins as executors of the estate on their plea of insolvency and for J. F. Jenkins and H. H. [Henry "Harry" Harrison] Kerr upon their pleas of discharge in bankruptcy.

November 30, 1872, Circuit Court: Mrs. Eliza King vs Hiram Jenkins, J. F. Jenkins, W. R. Jenkins, Mrs. Mary Jenkins and John Woods. The plaintiff recovered a judgment against the defendants during November 1869 term of this court for \$4608.50. Since this judgment was rendered, Eliza King married Z. [Zebediah] C. Nolen and Hiram Jenkins [Jr.] died testate. After credit for

payments made, the judgment sum was \$3915.39 plus costs. The judgment was revived in the name of Z. [Zebediah] C. Nolen and wife as plaintiffs and W. R. Jenkins and J. F. Jenkins, executors of Hiram Jenkins [Jr.] (deceased), W. R. Jenkins and Mrs. Mary Jenkins as defendants.

April 29, 1873, Chancery Court: Solomon Beasley, executor of Nimrod Jenkins (deceased) vs Hiram Jenkins [Jr.] and others. The court ordered a scieri facias be issued to require Nancy [Puckett] Jenkins, widow of Hiram Jenkins [Jr.] (deceased) and Charles Jenkins, Nimrod Jenkins and Walter Jenkins, children of the deceased and H. H. [Henry "Harry" Harrison] Kerr, a son-in-law of the deceased requiring them to appear in court at the next term.

October 5, 1874, County Court: J. E. Manson Jr. and wife, Jennie [Mary Jane Jenkins] vs Ninnie Jenkins. The court noted that Jennie [Mary Jane] Jenkins and Ninnie [Alice N.] Jenkins were the heirs of Nimrod Jenkins and devisees of Hiram Jenkins (deceased) and were entitled to equal shares of two tracts containing 194 acres. Commissioners were appointed to divide the land into two equal parts.

June 3, 1875, Chancery Court: Solomon Beasley, executor of Nimrod Jenkins (deceased) vs Hiram Jenkins [?Jr.] and others. On November 4, 1871, a commissioner had obtained a judgment against the executors of the deceased's estate for \$8025.95. The sheriff levied against several pieces of property and a lot with house in Murfreesboro. The court directed that the property be sold to pay the judgment.

October 8, 1875, Chancery Court: James F. Jenkins as executor of the testator and as devisee of Hiram Jenkins [Jr.] (deceased) vs Charles H. Jenkins; Nimrod Jenkins; Walter Jenkins; H. H. [Henry "Harry" Harrison] Kerr; James E. Manson Jr. and wife, Mary J. [Jenkins] Manson; Alice N. Jenkins; Asa Grisham and his wife, Jane W. [Moore - Jenkins] Grisham; and against James F. Fletcher, former Clerk and Master and as commissioner to sell the lands of Nimrod Jenkins (deceased). Hiram Jenkins [Jr.] had died in 1870. He left surviving him a widow, Nancy [Puckett] Jenkins, and five children. W. [William] R Jenkins had died since his father's death without children. Alice [Jenkins] Kerr, wife of H. H. [Henry "Harry" Harrison] Kerr, had died testate leaving her husband as her sole legatee. At his death, the testator had owned equity rights to a considerable amount of real estate but had very little personal property, insufficient to pay more than a small amount of the debts. There was a question about a lien that James F. Fletcher held on a large tract of land that the complainant claims had been paid for. The widow had filed to have her dower set aside from her husband's lands. The complainant asked that the administration of the estate be transferred to the Chancery Court from the County Court due to the complexity of settling it.

October 21, 1875, Chancery Court: Solomon Beasley, executor vs Hiram Jenkins and others. The Clerk & Master had loaned out \$500 of the funds in his hands to W. [William] A. Ransom for ten percent interest. He had paid \$30 but there remained \$497.50 principal and interest unpaid. An order had been issued at the current session of the court to collect the note and pay proceeds to A. G. Grisham and wife. The Clerk & Master was to collect the judgment against W. [William] A. Ransom and his sureties.

December 9, 1875, Chancery Court: On November 4, 1871, the Clerk & Master had recovered a judgment against the executors of Hiram Jenkins [Jr.] (deceased), William B. Lillard and John Woods for \$8025.95. Execution was levied against two tracts of land and some lots with houses in Murfreesboro all owned by John Woods. John Woods agreed to the sale of the property.

February 11, 1876, Chancery Court: Z. [Zebediah] C. Nolen and wife, Eliza [King] Nolen, citizens of Brownsville, TN vs John Woods and James F. Jenkins, surviving executors of Hiram Jenkins [Jr.] (deceased) and against J. F. Jenkins individually and against Dr. J. O. Kirkpatrick, administrator of W. [William] R. Jenkins (deceased) and Charles H. Jenkins, Nimrod Jenkins, Harry Kerr and James E. Manson and wife, Mary [Jenkins] Manson, and Walter Jenkins and against Asa Gresham, guardian of Alice Jenkins and against Jane W. Gresham, James F. Fletcher and Texana Jenkins. Hiram Jenkins [Jr.] had executed a note for \$4000 to Mrs. Eliza [King] Nolen, J. [James] F. Jenkins, W. [William] R. Jenkins, and Mary Jenkins on February 15, 1868. The sum due after deducting for several payments and adding interest was \$1228.95. Executions had been returned on all defendants nulla bona. The complainants prayed that land conveyed to John Woods to shield him in the event the loan was not repaid be subjected to the satisfaction of this debt.

March 9, 1876, County Court: The executor of the estate presented an inventory and sale list of the estate to the court.

May 22, 1876, Chancery Court Enrolled Cases #8, pg. 1: Hiram Jenkins [Jr.], then living, had on January 13, 1859, bid \$68,736 for the real estate of Nimrod Jenkins (deceased) and on December 8, 1859, had bid \$7580 for the second tract of land from the same estate. He had given two notes for \$24,936.97 each for the first property and a note for \$7180 for the second property. Except the cash paid on the day of sale, Hiram Jenkins [Jr.] had not paid one cent on the notes. In actuality, Hiram Jenkins [Jr.] had purchased two-thirds of the property, and his brother, Nimrod Jenkins (deceased), had purchased the remaining one-third. The latter's widow, Jane W. [Moore] Jenkins, had married A. [Asa] G. Gresham. He also left two daughters, Mary J. Jenkins who married J. E. Manson and Alice N. Jenkins, a minor under guardianship of her mother. Supposedly, Hiram Jenkins [Jr.] had paid the two notes on October 20, 1868, and J. F. Fletcher, commissioner, had paid him money as the beneficiary of the sales and gave him his two notes and took receipts. The widow and children of Nimrod Jenkins (deceased) argued that there was an understanding between Mr. Fletcher and Hiram Jenkins [Jr.] that if he was entitled to that amount of money, Hiram would keep the notes but if he was not then Hiram was to account for the notes and a lien was to be retained on the land. No title had ever decreed to Hiram Jenkins [Jr.] by the court. The notes from the second sale had never delivered to Hiram Henkins [Jr.] and they

remained unpaid. The respondents argued that the widow of Hiram Jenkins [Jr.] (deceased) was not entitled to dower from the land as long as the notes remained unpaid.

May 26, 1876, Chancery Court: J. [James] F. Jenkins, surviving executor of Hiram Jenkins [Jr.] (deceased) vs Charles H. Jenkins & others, devisees of Hiram Jenkins [Jr.] (deceased) & heirs of Nimrod Jenkins (deceased) & James F. Fletcher, commissioner. The court decreed that the administration of the estate be removed from the County Court into the Chancery Court to be further administered as an insolvent estate.

September 20, 1876, County Court: J. F. Jenkins, executor of Hiram Jenkins [Jr.] (deceased), presented the court a schedule of land belonging to the estate of Hiram Jenkins [Jr.] (deceased). Tract one contained 528 acres on Overall's Creek. This was where the testator was living when he died. Tract two contained 50 acres also along Overall's Creek. Tracts three and four were lots 1 & 4 in the division between Hiram Jenkins, Sr. and the devisees in the remainder of Nimrod Jenkins made by the Circuit Court on July 31, 1846. Lot 1 contained 84 acres and Lot 4 contained 85 acres. Tract five contained 17 acres of cedar land. Tract six, known as the "Puckett Farm", contained 220 acres. Hiram Jenkins [Jr.] (deceased) had never paid the notes for the purchase of this land. There was a court decree to sell the land to pay the notes but the land was not expected to sell for enough to pay the notes. The schedule also listed five lots of cedar land that Hiram Jenkins [Jr.] (deceased) had purchased but never paid the notes. The lots were not expected to sell for enough to pay the amount owed on them.

November 1, 1876, Chancery Court: James F. Jenkins, surviving executor of Hiram Jenkins (deceased) vs Charles H. Jenkins and others. Over \$8000 worth of notes due were ruled to be worthless as Hiram Jenkins had given no consideration. The heirs had used about \$10,000 from a life insurance policy to pay debts. The landed estate of the deceased was considered to be worthless as he had never paid for most of it.

November 1, 1876, Chancery Court: Solomon Beasley, executor of Nimrod Jenkins (deceased) vs Hiram Jenkins [Jr.] and others and two other cases that were consolidated. On January 13, 1859, a commissioner sold part of the land of Nimrod Jenkins (deceased) and Hiram Jenkins [Jr.] purchased tracts of land for a total of \$50,453.94 and gave two notes due at the end of one and two years. On October 28, 1865, the commissioner surrendered the notes to Hiram Jenkins [Jr.] but received no money from him. On October 8, 1875 James F. Jenkins, executor, filed a suit claiming there was no lien for the purchase money on the lands. The court ruled that there was a lien on the land. The original sum of the notes had grown to \$98,612.32 including interest. The court ruled the liens could be enforced. The Clerk & Master was appointed to resell the lands for the purchase money.

October 19, 1877, Chancery Court: Z. [Zebediah] C. Nolen & wife, Eliza [King] vs John Woods, James F. Jenkins, surviving executor of Hiram Jenkins [Jr.] (deceased) and James F. Jenkins individually and Mary Jenkins, Charles H. Jenkins, Nimrod Jenkins, Harry Kerr and James E. Manson. Hiram Jenkins had executed a note to Mrs. Eliza King, later Mrs. Eliza Nolen, wife of Z. [Zebediah] C. Nolen, on February 15, 1868, for \$4000. J. F. Jenkins, W. R. Jenkins, Mary Jenkins and John Woods were sureties. The Circuit Court of Rutherford County issued a judgment on this note for \$4608.50 that has all been paid except \$1228.95 up to January 24, 1876. Execution on the balance of the note resulted in a return of nulla bona. The complainants alleged that Hiram Jenkins [Jr.] had executed to John Woods a deed of trust that conveyed a tract of land containing two hundred thirty three acres to indemnify him in the payment of the debt and the land had not been foreclosed. The court ordered the Clerk & Master to expose the land to sale for payment of the outstanding balance. The land was exposed for sale on December 15, 1877, and was sold to Z. [Zebediah] C. Nolen and wife at the price of \$.05. Title was divested out of John Woods and out of all the heirs of Hiram Jenkins (deceased).

April 13, 1880, Chancery Court: James E. Manson & wife, Jennie [Mary Jane Jenkins] Manson; J. J. [John Jordan] Rucker and wife, Ninnie [Alice N. Jenkins] Rucker vs J. F. Jenkins; C. H. Jenkins; Nimrod Jenkins; Walter Jenkins and the guardian, Nancy C. [Puckett] Jenkins; Nimrod Miller; Mary Miller; Hattie Miller; Corinthia Miller & Nannie Miller, children of Elizabeth [Jenkins] Miller (deceased) and the other unknown heirs of E. Miller (deceased); J. C. Jenkins, son of Silas Jenkins (deceased) and the other unknown heirs of S. [Silas] Jenkins (deceased); the unknown heirs of Baldwin Jenkins (deceased) and the unknown heirs of Aaron Jenkins (deceased). The court decreed that the four older children of Hiram Jenkins, Sr., could take no interest in the tract of land that was in dispute under the will & codicil of Hiram Jenkins, Sr. The tract of land was to be passed to the children of Hiram Jenkins, Jr. (deceased), to wit: J. [James] F. Jenkins, C. [Charles] H. Jenkins, Nimrod Jenkins & Walter Jenkins and the children of Nimrod Jenkins (deceased) to wit: Jennie [Mary Jane Jenkins] Manson and Ninnie [Alice N. Jenkins] Rucker. Each child was to receive one-sixth interest in the land in dispute. The Clerk & Master was to determine whether the land could be partitioned or have to be sold.

November 8, 1880, Chancery Court: The court determined the land could not be partitioned and ordered it sold.

Rutherford Co., TN Marriage records: Hiram Jenkins married Nancy J. C. Puckett on September 7, 1837. Nimrod Jenkins married Jane W. Moore on January 18, 1854. A. G. Gresham married J. W. Jenkins on February 2, 1860. James E. Manson married Jennie Jenkins on May 27, 1874.

1850 Rutherford Co., TN Census, May Dist: Hiram Jenkins, 34; Nancy Jenkins, 32; William Jenkins, 12; James Jenkins, 10; Charles Jenkins, 8; Elizabeth Jenkins, 4; Amily Puckett, 20.

1860 Rutherford Co., TN Census, Dist. 12 (May): H. Jenkins, 44; N. Jenkins, 42; W. Jenkins, 22; J. Jenkins, 20; C. Jenkins, 18; A. Jenkins (f), 13; A. Jenkins (m), 9.

1870 Rutherford Co., TN Census, Dist. 12 (May): Hiram Jenkins, 54 Farmer \$113,390 real estate \$1500 personal property; Nancy Jenkins, 52; Nimrod Jenkins, 19; Walter Jenkins, 6; Eliza M. Jenkins, 5; six black servants.

571. No entry for this number.

572. No entry for this number.

573. Jenkins, Hiram, Sr. Died before November 2, 1857, testate. [Cont'd from Vol. II].

November 21, 1879, Chancery Court: James E. Manson, Jr. and wife, Jennie [Jenkins] Manson, J. J. [John Jordan] Rucker and Nannie [Jenkins] Rucker vs James F. Jenkins; C. [Charles] H. Jenkins; Nimrod Jenkins; Walter Jenkins, a minor under guardianship of his mother, Mrs. Nancy C. [Puckett] Jenkins; Aaron Jenkins; Silas Jenkins, Baldwin Jenkins and Elizabeth [Jenkins] Miller and her husband, and against the children and heirs at law of said parties whose names and residences were unknown. On the date the testator died, there were living his wife, Mary Jenkins and the following children to wit: Hiram Jenkins, Jr. and Nimrod Jenkins, his two youngest sons who lived in Rutherford Co.; and four other children that he designated in the codicil to the will as "his four oldest children" and they resided in Missouri. His wife, Mary Jenkins, survived for numerous years and had died about December 1878, testate. The testator's sons, Hiram and Nimrod, had died a few years prior to their mother. Hiram Jenkins [Jr.] left surviving him the following children to wit: James F. Jenkins; C. [Charles] H.; Nimrod Jenkins and Walter Jenkins, all living when Mary Jenkins [widow of Hiram Jenkins Sr.] died. Besides these four, he left a son, William R. Jenkins, and a daughter, Alice Jenkins, who married H. H. [Henry "Harry" Harrison] Kerr, both of whom had died without issue. Nimrod Jenkins left surviving him Jennie [Jenkins] Manson and Nannie [Jenkins] Rucker, his only children and heirs at law. The complainants alleged that the four oldest children specified in the codicil were to wit: Aaron Jenkins; Baldwin Jenkins; Silas Jenkins and Elizabeth Jenkins who married ? Miller. The complainants supposed that two or more of the six parties had died leaving children. They had no further information on them except that they lived in Missouri. Hiram Jenkins, Jr. had disposed of his entire estate by will except that it appeared that he died intestate as to the 180 acres tract that he devised to his wife for life in Item 2. Mary Jenkins (deceased) in her will devised said land to William R. Jenkins (deceased) who had died about four or five years prior to her death. The children of Hiram Jenkins who was then living and the children of Nimrod Jenkins who was also then living had taken control of the 180 acres. The complainants insisted that one-half of the tract belonged jointly to the children of Nimrod Jenkins (deceased) and the other one-half belonged to the children of Hiram Jenkins [Jr.] (deceased). James F. Jenkins had purchased the interests of C. [Charles] H. Jenkins and Nimrod Jenkins, his brothers, in the tract. The complainants asked the court for an interpretation of the will and stated that no matter what the ruling was, the tract could not be partitioned and would have to be sold. James F. Jenkins and his wife had been living with Mary Jenkins (deceased) at the time of her death and had continued to live in the residence. They had been advised they were entitled to a share of the rents on the land prior to and after her death. James F. Jenkins, Charles H. Jenkins, Nimrod Jenkins and Walter Jenkins answered the bill and stated that Nimrod Jenkins, Baldwin Jenkins and Elizabeth [Jenkins] Miller had all died. The latter died in Missouri about twenty-five to thirty years ago before the death of Hiram Jenkins, Sr. and her husband had died about twelve years ago. Elizabeth [Jenkins] Miller (deceased) left the following children to wit: Nimrod Miller, Mary Miller, Hattie Miller, Corinthia Miller and Nannie Miller, all of whom lived near Kansas City, Missouri. Silas Jenkins (deceased) a son of the testator had died about six or eight years previously leaving two children, J. C. Jenkins and the other unknown. They lived at Leavenworth, Kansas. Aaron Jenkins, another son of the testator, died about two years earlier near Longwood, Missouri. The court ruled that the four children in Missouri and their heirs had no interest in the land in dispute and that the land passed to the children of Hiram Jenkins, Jr. (deceased), and the children of Nimrod Jenkins (deceased). The court also stated it would be necessary to sell the land as it could not be fairly partitioned. The land was sold on December 4, 1880 to James F. Jenkins for \$45 per acre.

574. Jenkins, John W. Died November 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: John W. Jenkins, 27, married, died November 1849, drowned. He had worked in a saw mill.

575. Jenkins, Lucy (colored) Died before July 7, 1874, intestate.

July 7, 1874, County Court: The court noted the death of Lucy Jenkins (colored) and Calvin Jenkins (colored) was appointed administrator of her estate.

1870 Rutherford Co., TN Census, Dist. 7: Calvin Jenkins, 26, Black, was the son of Katie Jenkins, 50, Black.

576. Jenkins, Nimrod Jr. Died before January 8, 1856, intestate. [Cont' from Vols. II & III].

Note: Widow: Jane W. [Moore] Jenkins [she next married Asa G. Gresham] Administrator: James B. Moore 2 daughters: Alice N. [Ninnie or Nannie] Jenkins [married J. J. [John Jordan] Rucker], Mary Jane [Jennie] Jenkins [married James E. Manson]

January 5, 1875, County Court and Enrolled Cases #2, pg. 477: James E. Manson, Jr. and wife, Jennie [Jenkins] vs Ninnie Jenkins & Asa Gresham, guardian. Commissioners had set apart to Jane [Jenkins] Manson, wife of James E. Manson, Jr. and Ninnie Jenkins their respective shares of the real estate of their father, Nimrod Jenkins (deceased). Mrs. [Moore-Jenkins] Gresham had previously received her dower land. J. [James] E. Manson and wife received two tracts of land, one containing 58 acres and the second contained 23 acres. Nannie Jenkins likewise received two tracts of land. The first contained 55 acres and the second contained 36 acres.

June 9, 1875, County Court: A. G. Gresham, guardian for Jennie and Nannie Jenkins, minor heirs of Nimrod Jenkins (deceased), made a settlement with the court.

August 27, 1877, County Court: J. M. King, administrator of Asa G. Gresham (deceased) who was in his lifetime guardian for Jennie Manson and Nannie Jenkins, minor heirs of Nimrod Jenkins (deceased), made a settlement with the court.

November 7, 1877, County Court: Mrs. Jane [Moore-Jenkins] Gresham, guardian for Miss N. [Ninnie] Jenkins, a minor heir of Nimrod Jenkins (deceased), made a settlement with the court.

577. Jenkins, Nimrod, Sen. Died between August 27 & September 1837, testate. [Cont'd from Vols. I & II].

Note: Nimrod Jenkins, Sen. never married. He was brother to Hiram Jenkins, Sen. They were sons of Aaron Jenkins.

June 1, 1876, Chancery Court: Woods and Lillard vs R. [Robert] T. Tompkins and others. Per a directive of the court in October 1875, the Clerk & Master ascertained that Hiram Jenkins in accordance with a report pronounced at the April term, 1859, that there were twenty-four heirs or distributees of the estate of Nimrod Jenkins, Sen. and from a report of April 1860, the court noted that Nimrod Jenkins, Jr. had purchased the interest of eight of the legatees. The other sixteen legatees had sold their shares to Hiram Jenkins. Therefore, Hiram Jenkins, principal on the notes in question, was entitled to two-thirds of the proceeds and \$2159 of the land sold to one Hight was to be paid to Gresham and wife, representatives of Nimrod Jenkins, Jr. (deceased). Several hundred dollars of the Hight land money had been consumed in payment of taxes and costs.

April 19, 1877, Chancery Court: Solomon Beasley, executor of Nimrod Jenkins (deceased) vs Hiram Jenkins, Charles H. Jenkins and others. The Clerk & Master sold on December 16, 1876, 517 acres subdivided into five lots. Lot #1, 101 acres went for \$36 an acre to Mrs. [Mary Jane Moore - Jenkins] Gresham, J. [James] E. Manson & wife, Jennie [Jenkins] and Ninnie Jenkins. Lot #2, 82 acres, same buyers as lot #1 for \$43 per acre. Lot #3, 119 acres sold for \$60 per acre to the same buyers as lot #1 & 2. Lot #4, 102 acres sold for \$39.50 per acre to the same buyers. Lot #5, 110 acres sold for \$25 per acre. These same buyers purchased a tract of 128 acres for \$32 per acre and a tract of 84 acres for \$40 per acre. They also purchased two tracts of cedar land for \$10 per acre. The aggregate total of their purchases was \$29,539.65. The purchasers did not execute their notes as one-third of the two judgments belonged to Mrs. Jane W. [Moore - Jenkins] Gresham and the wife of J. [James] E. Manson, Jr., Jennie [Jenkins] Manson and Ninnie Jenkins as heirs and legatees of Nimrod Jenkins (deceased). The aggregate total of the two judgments was \$112,983.33 and the purchasers share was \$37,661.11 more than enough to pay for the land.

April 19, 1877, Chancery Court: P. W. Brown had purchased land from the deceased's estate on January 13, 1859. He gave two notes for \$1027.71 each payable in one and two years. The first note was paid but the second was totally unpaid. The amount due was \$1884.86 including interest. The Clerk & Master was tasked with reselling the land for the purchase money.

578. Jenkins, William R. Died before October 28, 1874, intestate.

Note: He was the son of Hiram Jenkins Jr. and Nancy C. Puckett.

October 28, 1874, Chancery Court: James M. Thurman vs E. [Enoch] N. Dickson & H. Jenkins. The death of W. R. Jenkins, one of the executors of Hiram Jenkins [Jr.] (deceased), was acknowledged.

November 27, 1874, Circuit Court: Wise A. Cooper, executor of James Lindsay (deceased) vs W. R. Jenkins, administrator de bonis non of M. [Mordecai] B. Wade (deceased). The death of the intestate was noted. The heirs and distributees were Texana [Nancy Texana "Texie" Wade] Jenkins, widow; James F. Jenkins; C. [Charles] H. Jenkins and Nimrod Jenkins.

December 7, 1874, County Court: The court noted the death of William R. Jenkins and appointed [Dr.] J. O. Kirkpatrick as administrator of the estate.

April 30, 1875, Chancery Court: Nimrod Jenkins vs William R. Jenkins and others. The death of William R. Jenkins was admitted and he left no children. His brothers were his only heirs. This suit was revived against Walter Jenkins, James F. Jenkins and Charles Jenkins.

June 9, 1875, County Court: The administrator presented to the court an inventory of the personal estate of the deceased that listed five notes due, a gold watch and two pieces of furniture.

March 9, 1876, County Court: A sale list of the estate of W. R. Jenkins (deceased) was presented in court.

November 12, 1881, County Court: J. O. Kirkpatrick, administrator of the estate, made a final settlement with the court.

Rutherford Co., TN Marriage records: William R. Jenkins married Texie Wade on November 10, 1868. Allen James married Mrs. Texie Jenkins on December 21, 1876.

1870 Rutherford Co., TN Census, Dist. 9 (Sulphur Springs): W. R. Jenkins, 31; Texia W. Jenkins, 21; Mary Jenkins, 73; Levi V. Wade, 19.

579. Jerrold, G. S. Died in late 1875, intestate.

January 3, 1876, County Court: The court allowed James E. Stockard the sum of \$5 for holding an inquest over the body of G. S. Jerrold (deceased).

580. Jetton, Clem (colored) Died April 1860, unknown.

Rutherford Co., TN US Census Mortality Schedules: Clem Jetton (colored), 90, slave, born in VA, died April 1860 of old age.

581. Jetton, Isaac Died June 1863, testate. [Cont'd from Vol. III].

Note: Daughter, Margaret Jetton, married Archibald Y. Sloane on March 8, 1838. Daughter, Eliza A. Jetton, married Elisha Cox on January 13, 1858.

August 4, 1875, February 7, 1876, March 7, 1877, January 9, 1878, December 2, 1878, March 3, 1880, County Court: William Mayberry, guardian for Gerusha Sloan and James Sloan, minor heirs of A. Y. Sloan (deceased) and heirs at law of Isaac Jetton (deceased), made a settlement with the court.

October 4, 1875, February 8, 1876, June 4, 1877, February 4, 1878, April 10, 1879, March 3, 1880, January 6, 1881, County Court: W. [William] A. Yearwood renewed his bond as guardian for Newton Y. Sloan, minor heir of A. [Archibald] Y. Sloan (deceased) and minor heir at law of Isaac Jetton (deceased).

August 7, 1876, October 10, 1879, County Court: Robert B. Jetton, guardian of Isaac N. Cox, a minor heir at law of Isaac Jetton (deceased), made a settlement with the court.

November 7, 1877, County Court: W. T. Overall, administrator of the estate, made a final estate settlement with the court. There was a balance of \$1028.79 due the estate from the administrator.

582. Jetton, Isaac Newton Died before January 8, 1873, intestate.

Note: He was the son of Isaac Jetton who died in June 1863 [see above & Vol. III]/

January 8, 1873, County Court: Court noted the death of Isaac N. Jetton and appointed W. [William] F. Overall as administrator.
January 15, 1873, County Court: W. [William] F. Overall, administrator of the deceased's estate, presented an inventory of the personal estate that had come into his hands. His share of the proceeds of his father's land sold by decree of Chancery Court before the death of the intestate was \$1058. There had been no settlement with R. P. Smith, administrator of Isaac Jetton (deceased) so the administrator asked permission to report the receipts if any by supplemental inventory.

1860 Rutherford Co., TN Census, Fox Camp Dist.: I. Jetton, 73 NC; I. N. Jetton, 24 NC.

U. S. Civil War Soldiers, 1861-1865: Isaac N. Jetton, 11th Regiment, Tennessee Cavalry (Holman's).

583. Jetton, Mariah [Trott] Died before August 3, 1874, intestate.

Note: She was the 2nd wife of John L. Jetton who died in 1854 [see Vol. II & III], and daughter of Benjamin Trott [based on a deposition she made in the estate settlement of Lewis Bivins (deceased) who died in 1864 - see Vol. III].

August 3, 1874, County Court: The court noted the death of Mariah [Trott] Jetton and appointed T. J. Jetton as executor.

Rutherford Co., TN Marriage records: John L. Jetton married Mariah Trott on March 3, 1829.

1850 Rutherford Co., TN Census, Browns Mill Dist: John L. Jetton, 72 NC; Mariah Jetton, 44 NC; John work, 21; Rufus Graham, 11; Josina Graham, 9; Martha A. Shafer, 21; Puss Shafer, 4 (f); George Shafer, 2; John Shafer, 9 months.

1870 Rutherford Co., TN Census, Dist. 22 (Browns Mill): Mariah Jetton, 63 NC; John Werk, 38.

584. Jetton, Matilda (colored) Died March 1860, unknown.

Rutherford Co., TN US Census Mortality Schedules: Matilda Jetton (colored), 30, slave, died March 1860 of consumption.

585. Jetton, Philiss (colored) Died January 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: Philiss Jetton (colored), 60, slave, born "unknown", died January 1850 of "dropsy."

586. Jetton, Col. Robert Died betw August 21, 1840 & January 4, 1841, testate. [Cont'd from Vols. I & II].

Note: His widow was Nancy [Wilson] Jetton who died 1855 [see Vol. II]]. Children named: Robert B. Jetton; Sarah A. [Jetton] Turner; Wilson B. Franklin Jetton; A. J. [Andrew Jackson] Jetton; and a deceased daughter, wife of Benjamin] Brothers.

March 17, 1853, Circuit Court Enrollment Book, pg. 25: Nancy [Wilson] Jetton; Amanda W. Turner; Robert J. Turner; Ephraim L. Turner; Mary N. Turner; Andrew F. Turner; Josephine J. Turner; Margaret Turner; Emma B. Turner; and Thomas Turner, all minors except Nancy [Wilson] Jetton, petitioned by regular guardian, Thomas J. B. Turner, and Anderson C. Jetton; John W. Jetton; Robert Brevard Jetton; and Sarah A. Jetton, all minors under guardianship of their father, Robert B. Jetton, to sell a tract of land that was too small to be equitably partitioned among the heirs. The court agreed and on April 12, 1853, the land was sold for \$25 per acre for a total of \$3112.50.

July 15, 1857, Circuit Court Enrollment Book, pg. 28: Nancy [Wilson] Jetton, widow of the testator, had died before the court had issued a decree of title; therefore, her share had descended to Robert B. Jetton; Thomas J. B. Turner and wife, Sarah [Jetton]; A. W. Brothers; Alexander Kirk & wife, Sarah [Brothers]; & Robert Brothers, as her only heirs at law. The original petitioners prayed to be able to amend their original petition since Alexander Kirk & wife [Sarah] Brothers lived in Mississippi and Robert Brothers lived in Texas so that the original sale could be reconfirmed and a decree of title issued. Amanda W. Turner had married John Carney.

Rutherford Co., TN Marriage records: John L. Carney married Amanda W. Turner on May 27, 1857.

587. Jetton, Robert Brevard, Jr. Died December 18, 1870 intestate.

May 2, 1871, County Court: The court noted the death of R. B. Jetton and appointed an administrator for the estate .

September 4, 1871, County Court: Ephraim. L. Turner, administrator, submitted an inventory of the personal estate of the deceased that contained only one horse.

November 3, 1871, Chancery Court: John W. Crump vs George W. Fall and wife, Sallie P. [Jetton] Fall; Susan R. Jetton, a minor by guardian, Robert B. Jetton; Mary R. Jetton; Matt M. Jetton; Samuel W. Jetton; Nannie Jetton, Clarence Jetton and Ephraim Turner, administrator of Robert B. Jetton Jr. (deceased). The intestate had purchased on September 1, 1868 a tract of land containing 208 acres from the complainant. He also purchased from the complainant another parcel of land at the same time which was a lane connecting the previous tract with a public road. The intestate paid \$50 cash and gave four notes for an aggregate total of \$5890 due at one-year intervals. The intestate paid \$350 on the first note and paid nothing further. Robert B. Jetton Jr. died intestate having never married and without issue. His heirs were Sallie P. [Jetton] Fall, Mary R. Jetton, Susan R. Jetton, Matt M. Jetton, Samuel W. Jetton, Nannie Jetton and Clarence Jetton. The intestate had no other estate real or personal except the purchased land. To enforce the seller's lien, the court ordered the land sold by the Clerk & Master.

April 23, 1872, Chancery Court: John W. Crump vs George W. Fall and wife, Sallie P. [Jetton] Fall; Susan R. Jetton, a minor by guardian, Robert B. Jetton; Mary R. Jetton; Matt M. Jetton; Samuel W. Jetton; Nannie Jetton, Clarence Jetton and Ephraim Turner, administrator of Robert B. Jetton Jr. (deceased). The commissioner reported the sale of the 218 acre tract to John W. Crump for a bid of \$7102.65. He gave three notes for \$2367.55. John W. Crump had recovered judgment of \$4784.46 for the amount due him from the estate of R. B. Jetton (deceased) that was a lien on land he purchased. The court decreed that John W. Crump was entitled to a credit placed on his notes given for said land for the amount of the judgment. On November 1, 1873 John W. Crump had paid all the purchase money for the land he purchased but it was all returned to John W. Crump to satisfy the judgment and notes due from the estate of R. B. Jetton Jr. for the purchase money due to Mr. Crump.

Old City Cemetery, Murfreesboro: Robert Brevard Jetton, son of Robert B. & Mary S. Jetton, 4 Feb 1845 - 19 Dec 1870.

588. Jetton, Rufus B. Died November 8, 1872, intestate.

Note: Rufus B. Jetton was the son of James S. Jetton, who died about 1851 [Vol. II]. Rufus B. Jetton was married 1st to Mary M. Fletcher; married 2nd Nancy Boring.

January 6, 1873, County Court: The court noted the death of Rufus B. Jetton and appointed John McDermott as administrator.
April 1873, Chancery Court: Nancy [Boring] Jetton and John McDermott, Rutherford County vs Lewis D. Jetton of Gibson Co. and P. [Persis] D. Jetton of Wilson Co. Rufus B. Jetton had recently died. Nancy [Boring] Jetton was the widow of the intestate and the defendants were his brothers. He had no children. The intestate owned a house and lot in Murfreesboro. The lot contained 5 acres and had a small brick tenement with ordinary outbuildings. The widow had been advised that she was entitled to homestead and dower in the real estate. Since the assignment of homestead and dower would severely diminish the overall value, she petitioned to sell the real estate and to receive the value of homestead and dower in money. Lewis D. Jetton objected to the bill requesting that if she was entitled to homestead that it be first assigned and her dower assigned from the remainder. He also questioned the need for a sale to give her money in lieu of dower and homestead. P. [Persis] D. Jetton also objected to the sale claiming that the economy was so bad that the property would bring little. The court concurred with the objections and ordered that homestead and dower be assigned to the widow to include the house.

February 22, 1873, County Court: John McDermott, administrator of the deceased's estate, presented a list of effects that had come into his hands from the estate. The list consisted entirely of notes due totaling \$5668.56.

November 3, 1873, Chancery Court: Nancy [Boring] Jetton and others vs Lewis Jetton and others. The court announced that a dower and a homestead was to be assigned to the complainant from the 5 acres of unimproved real estate of R. B. Jetton (deceased) owned in the town of Murfreesboro.

June 6, 1874, Chancery Court: Nancy [Boring] Jetton and others vs Lewis Jetton and others. The court instructed the commissioners to first, assign the widow a homestead worth \$1000 and then assign her dower from the remainder.

June 1, 1875, Chancery Court: Nancy [Boring] Jetton & John McDermott, administrator vs Bevis Jetton and P. [Persis] D. Jetton. Commissioners reported that due to the shape of the 5-acre lot and the fact that all improvements were on one end of the lot, it was impossible to assign a homestead worth \$1000 and then a dower. They assigned the homestead and dower concurrently which embraced the entire lot. Nancy [Boring] Jetton was vested with title to the lot and improvements during her lifetime.

March 9, 1876, County Court: John McDermott, administrator of Rufus B. Jetton (deceased), made an estate settlement.

May 28, 1892, County Court: J. W. Flowers & wife, Minnie [Jetton] Flowers of Obion Co.; L. H. Ashley & wife, Harriet [Jetton] Ashley; Alfred Ashley & wife, Frusanna [Jetton] Ashley and E. E. Jetton, all of Gibson Co.; Sam Ashley & wife, Delia [Jetton]

Ashley of Arkansas; W. M. Jetton of Texas; Sam Gilmore & wife, Mary [King] Gilmore of Oklahoma; Alvis Crowder & wife, Tilda [King] Crowder of Gibson Co. vs W. B. Sullivan & wife, Mary [Jetton] Sullivan of Wilson Co.; Alice Jetton of Gibson Co.; Luther King of Gibson Co.; J. F. Jetton of Texas; P. M. Matlock & wife, Bettie [Jetton] Matlock of Obion Co.; Jerry Johnson & wife, Nannie [Jetton] Johnson of Obion Co.; Raphael Jetton of Obion Co.; Robert Jetton, Jr. of Gibson Co.; Richard Jetton of Obion Co.; Mary [Jetton] Graves & husband ? Graves of Arkansas; and John Lewis Jetton of Arkansas. The intestate had died leaving a widow, Mrs. Nannie [Nancy Boring] Jetton, and no children. The widow died in the spring of 1890. When he died, the intestate had owned a house and lot in Murfreesboro on corner of Travis and High Streets containing about 6 acres. This had been set aside as the widow's dower. Neither the intestate nor his wife had any children. He left two brothers, Louis D. Jetton and P. [Persis] S. Jetton, and no sisters. Lewis D. Jetton had died in Gibson Co. in 1879 and left a widow, Mrs. Jane [Petty] Jetton, who died in Gibson Co. in 1892 with the following children to wit: Minnie [Jetton] Flowers, wife of J. W. Flowers; Harriet [Jetton] Ashley, wife of L. H. Ashley; Frusana [Jetton] Ashley, wife of Alfred Ashley; Delia [Jetton] Ashley, wife of Sam Ashley; E. E. Jetton; W. M. Jetton; Mary [Jetton] Sullivan, wife of W. B. Sullivan; Alice Jetton living with E. E. Jetton in Gibson Co. and was a lunatic; and Jane [Jetton] King had died leaving three children to wit: Mary [King] Gilmore, wife of Sam Gilmore; Tilda [King] Crowder, wife of Alvis Crowder; William King who died in 1886 and left one child, Luther King, a minor that lived in Gibson Co. under guardianship of E. T. King. The complainants averred that each of Lewis Jetton's children were entitled to one-ninth interest in and to their father's one-half undivided interest in the house and lot. P. [Persis] D. Jetton had died approximately 12-13 years previous. His widow had since died. He left the following children to wit: J. F. Jetton, a lunatic; Bettie [Jetton] Matlock, wife of P. M. Matlock; Nannie [Jetton] Johnson, wife of Jerry Johnson; Raphael Jetton; Robert Jetton, Jr.; Richard S. Jetton; Mary [Jetton] Graves, wife of ? Graves and John Lewis Jetton. Each of the children was entitled to one-eighth undivided interest in and to their father's one-half interest in the house and lot. Complainants prayed for a decree of sale of the house and lot for partition. The real estate was auctioned and sold for \$1076.50. After paying costs, \$913.32 was available for distribution.

Rutherford Co., TN Marriage records: Rufus B. Jetton married Mary M. Fletcher on November 5, 1829. R. B. Jetton married Nancy Boring on December 1, 1868.

1850 Rutherford Co., TN Census, Murfreesboro: Rufus B. Jetton, 40 merchant; Mary Jetton, 35; James S. Jetton, 70; Nancy Jetton, 70.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 1: Rufus Jetton, 63 Merchant; Nancy Jetton, 40.

Evergreen Cemetery, Murfreesboro: Rufus B. Jetton, 20 Apr 1808 - 8 Nov 1872, & wife, Mary M. [Fletcher] Jetton, 9 Oct 1810 - 9 Oct 1867.

589. Jetton, Tom (colored) vs Agnes Jetton (colored) – Divorce

July 23, 1874, Circuit Court: The defendant deserted the marriage and refused to return and live with him. A decree of divorce was issued.

1870 Rutherford Co., TN Census, Dist. 18: Tom Jetton, 22 Black; Agnes Jetton, 17 Black.

590. Jetton, Walkup (colored) vs Sallie [Page] Jetton (colored) – Divorce

October 21, 1880, Chancery Court: The couple married in 1871 in Rutherford County. She abandoned him in March 1872 and since that time had given birth to two children by other men. The court granted a decree of divorce.

Rutherford Co., TN Marriage records: Walkup Jetton married Sallie Page on February 23, 1871.

591. Jetton, Zach (colored) vs Patsy Jetton (colored) – Divorce

March 12, 1874, Circuit Court: The defendant failed to appear in court and the petition was taken as confessed. An ex parte hearing was scheduled.

592. Johns, John Died before October 24, 1824, intestate. [Cont'd from Vols. I & II].

Note: John Johns died in Bedford Co., TN. His widow, Mary N. [Bedford] Johns, next married James Rucker on September 27, 1850. Children: Clement R. Johns; Edmond G. Johns; and Stephen Johns, who died leaving following heirs: Clement Johns & Robert Johns.

March 20, 1869, Chancery Court Enrolled Cases #3, pg 37: Clement R. Johns, Edmond G. Johns, Clement Johns and Robert Johns of Texas vs Samuel Rucker, executor of James Rucker (deceased); Robert M. Rucker, administrator of Samuel R. Rucker (deceased); and Nashville and Chattanooga Rail Road Company. After the marriage, James Rucker had become the administrator of the estate of John Johns (deceased) who had land in Bedford Co. The widow was entitled to dower but the administrator sold all the land including the life estate of the three sons. James Rucker had received \$1200 from the sale that was to go to the children. Bedford Co. court records were destroyed during the war so there was no way of knowing if he had given bond or who his securities might have been. The petitioners sued the estate of Samuel R. Rucker (deceased) for the \$1200 and dividends paid by the Nashville and Chattanooga RR. The defendants denied that John Johns ever owned land in Bedford Co. and that the petitioners had \$1200 coming from the estate of James Rucker (deceased). The defendants did admit that James Rucker (deceased) had owned stock in the railroad that had paid dividends but they had withdrawn them to pay estate expenses.

593. Johns, Joseph B. Died November 8, 1839, intestate. [Cont'd from Vol. I].

Note: Johns Cemetery, Lane Rd.: Joseph B. Johns, Pvt. In Col. William Hall's Regt., War of 1812, born 29 Jan 1776, died 8 Nov 1839; and wife, Elizabeth Vaughan Johns, 9 Aug 1778 - 26 May 1844.

Tennessee Telegraph, May 21, 1840: Samuel H. Hodge, commissioner, advertised that he would sell on Friday, May 15, 1840, 878 acres of land (except for the widow's dower), that formerly belonged to Joseph B. Johns (deceased).

594. Johns, Kinta (colored) vs Nelson Johns (colored) – Divorce

July 26, 1875, Circuit Court: The defendant was guilty of adultery with Louisa Phillips (colored) and the couple had separated because of it. The court granted a decree of divorce.

Rutherford Co., TN Marriage records: Nelson Johns married Mintie White on August 12, 1869. Nelson Johns (colored) married Lyddy Ransom (colored) on December 28, 1875.

1870 Rutherford Co., TN Census, Dist. 11 (Barfield): Nelson Johns, 25 Black; Mitty Johns, 21 Black.

595. Johns, William Died June 2, 1870, intestate.

Note: Based on information in the estate settlement of John M. Major, who died before September 1843 [see Vols. I & II], William Johns was first married to a daughter of John M. Major.

June 6, 1870, County Court: The court noted the death of the intestate and appointed James R. Johns as administrator who posted an \$18,000 bond with John M. Johns, Edmund G. Johns, Thomas B. Johns and Jacob H. Johns as securities.

October 4, 1870, County Court: Commissioners were appointed to set apart to the minor children and heirs at law of William Johns (deceased) sufficient provisions to last them for one year.

November 22, 1870, Circuit Court: James R. Johns, John M. Johns and others, heirs of William Johns (deceased) vs Lafayette Johns and others, heirs of William Johns (deceased). Guardian ad litem were appointed for the minor defendants.

December 1, 1870, Circuit Court: James R. Johns, John M. Johns and others, heirs of William Johns (deceased) vs Lafayette Johns and others, heirs of William Johns (deceased). Seven children were parties to the cause and the minor children were defendants. The only improvements on the land were the mansion house and some outbuildings centrally located with the only water on the place. It would be impossible to divide the land into eleven shares without severely damaging some of the heirs. William Johns died on June 2, 1870. He left no widow but petitioners and defendants were his only children. James G. McKnight and John Matthews had married daughters of the intestate. The intestate died possessed of about 315 acres of land all in one large tract. Some of the land came from his late father, Joseph B. Johns (deceased). The court ruled that the land could not be partitioned equitably and appointed a commissioner to sell the land at a minimum price of \$30 per acre.

January 2, 1871, May 14, 1872, April 17, 1873, October 7, 1873, February 4, 1874, County Court: Thomas Johns was appointed guardian for Samuel Johns and Robert H. Johns, minor children of William Johns (deceased).

July 11, 1871, Circuit Court: James R. Johns, John M. Johns et al vs Lafayette Johns et al. A commissioner tried to sell a tract of land on December 23, 1870 at a minimum price of \$30 per acre but did not receive a bid. The court lowered the price to \$25 per acre and instructed the commissioner to try again to auction the land.

November 29, 1871, Circuit Court: James R. Johns, John M. Johns et al vs Lafayette Johns et al. The land was auctioned on October 24, 1871 and was sold for \$26 per acre for an aggregate total of \$8320. E. Z. [Elvina Zarilda Brown] Barlow, E. G. Johns and Franklin Johns purchased the land, paid \$300 cash and gave two notes for \$4010 each due in twelve and twenty-four months.

September 26, 1872, Chancery Court: James R. Johns, administrator of William Johns (deceased) vs John M. Johns of Wilson Co.; Thomas B. Johns; Edmond G. Johns; B. Frank Johns; Lafayette Johns, a minor without guardian; Samuel Johns and Robert H. Johns, minors under guardianship of Thomas Johns, all of Rutherford Co.; Jacob H. Johns of Arkansas; James G. McKnight and wife, Lucinda [Johns] McKnight of Texas; John K. Matthews and wife, Elizabeth [Johns] of Texas; and Thomas Johns, guardian of minors. William Johns left surviving him complainants and defendants except Thomas Johns, guardian of Samuel Johns and Robert Johns, his only children, heirs and distributees. James G. McKnight and John K. Matthews had married daughters of the intestate. The administrator had realized about \$4500 from personal property and had paid about \$700 in bonafide debts. The intestate had made advancements to various family members during his lifetime primarily young slaves. The administrator had some money in his hands but would not distribute it until an accounting of the advancements was made. The administrator did not think he had enough money to equalize the advancements. The intestate owned at the time of his death 315 acres of land. The land had since been sold on decree of the Circuit Court for notes due in one and two years from sale date. Since the commissioner was responsible for the land funds, the complainant filed to have a portion of these funds paid to him to be used to equalize advancements. In their responses, several of the defendants denied ever receiving any advancements.

October 25, 1872, County Court: James R. Johns, administrator of the deceased's estate, presented an inventory of the property belonging to the deceased's estate and an listing of the items sold at auction on August 11, 1870 and December 23, 1870.

April 29, 1873, Chancery Court: James R. Johns, administrator, vs John M. Johns et al. William Johns had died intestate on or about July 1, 1870. He had left surviving his widow and children. Thomas Johns was guardian for Samuel Johns and Robert H. Johns. Lucinda Johns, daughter, wife of James G. McKnight and Elizabeth Johns, daughter, wife of John K. Mathews during the lifetime of the intestate. The intestate had during his lifetime made several gifts of slaves and money to some of his children and they had retained possession of the slaves up to emancipation. The court was unsure of the intestate's intentions in making the gifts. The Clerk & Master was directed to start an account showing all advancements made to heirs. The purpose of this account was to determine what amount if any of the proceeds of the intestate's land would have to be used to equalize the advancements.

November 4, 1873, County Court: Thomas Johns was permitted to resign as guardian of the minor heirs of William Johns (deceased). Lafayette W. Johns was appointed guardian of Robert H. Johns, a minor child of William Johns (deceased).

November 8, 1873, County Court: James R. Johns, administrator of William Johns (deceased) vs John M. Johns and others. The Clerk & Master set up an account of the estate and determined that the administrator had \$2964.63 available for distribution. He also determined that the following heirs had received advancements to wit: John M. Johns, \$1460; Lucy [Johns] McKnight, \$1000; Elizabeth [Johns] Mathews, \$700; Thomas B. Johns, \$502; E. [Edmond] G. Johns, \$320; J. [Jacob] H. Johns, \$150. The court added the amount available for distribution to the total amount of the personal property previously distributed. Since John M. Johns had received \$1460, the remaining heirs were to be equalized at that amount from the proceeds from the sale of land. The equalization payments were to wit: John R. Johns, \$600; Lucy [Johns] McKnight, \$460; J. [John] K. Mathews & wife, Elizabeth [Johns], \$760; Thomas B. Johns, \$958; E. [Edmond] G. Johns, \$1140; J. [Jacob] H. Johns, \$1310; B. Frank Johns, \$1460; Lafayette Johns, \$1460; Samuel Johns, \$1460 and R. [Robert] H. Johns, \$1460. The total amount required from the land fund was \$8103.38. The land sold for \$8320 from which costs were deducted leaving an insufficient amount to make the equalization. Some of the heirs would have to refund part of their advancements in order to make a proper equalization.

November 22, 1873, Circuit Court: James R. Johns, John M. Johns, and other heirs of William Johns (deceased) vs Franklin Johns, Lafayette Johns, Samuel Johns and [Robert] Hattin Johns. E. Z. [Elvina Zarilda Brown] Barlow, E. [Edmond] G. Johns & B. F. [Frank] Johns purchased land at the auction on October 24, 1871 for \$8320. They gave two notes each for \$4010 due in twelve and twenty-four months. As of the day of these proceedings, both notes were due plus \$280.70 in accrued interest. The court considered that the clerk recover from the principals and their securities the entire amount together with costs of this action.

June 15, 1878, Chancery Court: In a response by Robert Hatton Johns, Lafayette Johns and E. L. Matthews to a bill filed by Oscar C. Barlow and Lucy J. Barlow, it was stated that intestate died owning about 315 acres of land that was sold by court order and was purchased by E. Z. [Elvina Zarilda Brown] Barlow, E. G. Johns and Franklin Johns for \$8320. After the sale, Lafayette Johns executed a note taking part of the land. Samuel Johns and R. [Robert] Hatton Johns each received after expenses \$1227. Every dollar of their money had been used by their respective guardians to pay the notes on this land. E. G. Johns, Lafayette Johns, [B.] Frank Johns, R. [Robert] Hatton Johns and Samuel Johns were the only children of William Johns (deceased). E. [Edmond] G. Johns was guardian of Samuel Johns and Lafayette Johns was guardian of R. [Robert] Hatton Johns. Without

receiving any money at all, the guardians executed receipts to the court clerk for the respective sums due their wards and the purchasers of the land had been credited accordingly. No money belonging to the wards ever changed hands. These five children were the youngest children of the deceased and were by his second marriage. The respondents stated the purchase was for the joint benefit of all. E. Z. [Elvina Zarilda Brown] Barlow was the mother-in-law of E. [Edmond] G. Johns and she used money of her own as payment on the land and when the division of the land was made, E. Z. [Elvina Zarilda Brown] Barlow and E. G. Johns took 197 3/8 acres and [B.] Frank Johns and Lafayette Johns took 127 acres. At the time of the division, there remained \$958 due on the purchase money and E. Z. [Elvina Zarilda Brown] Barlow and E. G. Johns were to pay this sum. On November 25, 1876, E. G. Johns and E. Z. Barlow executed a deed of trust by which they conveyed the 197 acres allotted to them to R. M. Rucker as trustee. The object of this trust was to provide for the balance of the purchase money. Shortly after he became of age, Samuel Johns sold the debt due to him from his guardian to James A. Leiper. **[Note:** There were a lot more details to this case that need not be recited here.]

May 2, 1876, County Court: E. G. Johns, guardian for Samuel A. Johns, an heir of William Johns (deceased), made a settlement.

June 8, 1876, January 11, 1878, County Court: Lafayette W. Johns, guardian for Robert H. Johns, an heir of William Johns (deceased), made a settlement with the court.

November term, 1876, Circuit Court Enrolling Docket #8, pg. 110: State of TN for the use of James A. Leiper assignee of Samuel A. Johns vs E. L. Matthews. The plaintiff sued for \$2000 for breach of condition of a bond made on November 4, 1873 for \$3000 to guarantee the performance of E. G. Johns as guardian of Samuel A. Johns. On April 26, 1876, E. G. Johns had \$1066.56 on hand and that amount remained unpaid to Samuel A. Johns even though he had turned twenty-one and had requested settlement. March 21, 1877, Circuit Court: James R. Johns, John N. Johns, and others, heirs of William Johns (deceased) vs Lafayette Johns and others, heirs of William Johns (deceased). Land sold under a previous decree of the court was estimated at 320 acres but survey showed only 315 acres. The court ordered the notes to be adjusted by \$130, the amount of the deficit at \$26 per acre.

Rutherford Co., TN Marriage records: William Johns married Selina A. Wood on December 16, 1841. James G. McKnight married Lucy M. Johns on July 20, 1853. John K. Mathews married Martha E. Johns on October 13, 1859. Edmond G. Johns married Anna M. Barlow on October 18, 1868.

1850 Rutherford Co., TN, Valley Dist.: William Johns, 46; Selina Johns, 30 VA; Joseph P. Johns, 18; Lucinda Johns, 20; Elizabeth Johns, 15; Thomas Johns, 12; William H. Johns, 10; Edmond Johns, 6; Jacob Johns, 4; Susan Johns, 1

1860 Rutherford Co., TN Census, Vally Dist.: Wm. Johns, 58 VA; Silina Johns, 45; W. H. Johns (m), 20; Edmond Johns, 16; J. H. Johns (m), 14; Franklin Johns, 10; Faviel [Fayette] Johns, 8; Sam Johns, 6; R. H. Johns (m), 2.

1870 Rutherford Co., TN Census, Dist. 18 (Fox Camp): Edmond Johns, 26; Anna Johns, 21; Hatton Johns (m), 12.

596. Johnson, George H. Died February 1860, unknown.

Rutherford Co., TN US Census Mortality Schedules: George H. Johnson, 40, widowed, died February 1860 "killed by Cars."

597. Johnson, James Died before July 1864, intestate.

July term, 1864, Circuit Court Enrollment Docket #1, pg. 82: D. Weaver, administrator of James Johnson (deceased) filed against L. [Legrand] H. Carney for a debt of \$1542.60.

March term, 1865, Circuit Court Enrollment Docket #1, pg. 100: Dempsey Weaver, administrator, filed suit against T. [Thomas] B. Miles and P. Miles to collect an overdue note for \$789.37.

598. Johnson, Joshua, Sr. Died on or about August 9, 1856, intestate. [Cont'd from Vol. III].

[Note: He had been a citizen of Williamson Co., TN and based on information in this case, there was probably a will filed in Williamson Co. Widow: Minerva T. [Jordan] Johnson. She apparently married 2nd Ely Dodson in 1858.

June 5, 1871, County Court: James T. Wilhoit & wife, Martha E. R. [Johnson] Wilhoit vs Alabama M. Johnson and John F. Johnson, minor children of Joshua Johnson (deceased). Joshua Johnson died on or about August 9, 1856. His widow was Minerva T. [Jordan] Johnson. The intestate's real estate was originally in Williamson County but had been annexed into Rutherford County. Martha E. R. [Johnson] Wilhoit and her husband, James T. Wilhoit, were both of age and she wanted her part of the real estate of her deceased father set apart for her.

December 7, 1874, County Court and Enrolled Cases #2, pg. 440: Willis P. Yancy & wife, Alabama M. [Johnson] Yancy vs John F. Johnson by his guardian, Minos C. Jordan et al. Joshua Johnson left surviving him a widow who had her dower assigned and

the following named children to wit: William T. Johnson, James M. Johnson, Joshua W. Johnson, Martha [Johnson] Wilhoit, Elizabeth R. Johnson, Alabama M. [Johnson] Yancy and John F. Johnson. All the children except Alabama [Johnson] Yancy and John F. Johnson had received their share of the real estate. These two jointly own four tracts or parcels, one contained 42 acres, another contained about 140 acres, the third contained 22 acres and the last one contained 80 acres. Alabama [Johnson] Yancy had become of age and was petitioning to have her portion of the four lots set apart for her.

March 26, 1875, February 7, 1876, March 7, 1877, County Court: M. [Minos] C. Jordan, guardian for John F. Johnson and Alabama M. Yancy, formerly Alabama M. Johnson, minor heirs of Joshua Johnson (deceased), made a settlement with the court. July 8, 1878, Chancery Court: M. [Minos] C. Jordan, E. [Edward] L. Jordan, and Chesley Williams vs John Johnson. M. C. Jordan had been guardian for Alabama Johnson and John Johnson, minor heirs of Joshua Johnson (deceased) who died in the 1850's in Williamson Co. In June 1872, the guardianship was transferred to Rutherford Co. He made regular settlements with the court until Alabama Johnson became of age and he settled in full with her. He continued to make regular settlements for John Johnson until January 1, 1877 when the last settlement had been made. In March 1877, his ward became of age and on August 15, 1877, he instituted suit against his guardian and his sureties in Circuit Court for \$14,000 damages charging an alleged breach of his bond as guardian. M. C. Jordan had tried to turn over the assets in his hands to his ex-ward but he had refused to accept them. The controversy was over some of his ward's money that had been loaned out prior to the war to purchase real estate that had severely depreciated in value and had to be foreclosed on because the borrowers couldn't pay the notes. The plaintiff prayed for the Chancery Court to retain control of the settlements and for the Clerk & Master to thoroughly review all settlements. The Williamson Co. Court clerk replied to interrogatory stating the M. C. Jordan had been appointed guardian to John F. Johnson, Martha E. R. Johnson, Alabama M. Johnson and Joshua W. Johnson. On October 1, 1869, he had made a final settlement with James M. Johnson.

December 3, 1878, November 26, 1881, County Court: James Johnson, trustee for Mrs. M. T. Dodson, a legatee under the will of Joshua Johnson (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: J. T. Wilhoite married M. E. Johnson on January 31, 1871. W. P. Yancy married A. M. Johnson on October 23, 1872.

Tennessee Marriages 1780-2002: Joshua Johnson married Minerva T. Jordan on January 1, 1835 in Williamson Co., TN. Ely Dodson married Minerva T. Johnson on June 17, 1858 in Williamson Co., TN.

599. Johnson, Lewis Died September 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: Lewis Johnson, 78, widowed, born in VA, died September 1849 of old age and tumor.

600. Johnson, Phrona (colored) Died before April 5, 1875, intestate.

April 5, 1875, County Court: B. B. Swain was allowed \$4 for shrouds for Phrona Johnson (colored) and Onid White (colored).

601. Johnson, Robert Died during the Civil War 1861-1865, intestate. [Cont'd from Vol. III].

Note: Widow: Martha [McDaniel] Johnson

April 6, 1876, June 9, 1880, October 3, 1881, County Court: D. [Daniel] F. Elam, guardian for Mary Johnson, a minor heir of Robert Johnson (deceased), made a settlement with the court.

602. Jones, Albert Died September 11, 1873, intestate.

October 6, 1873, County Court: The court noted the death of Albert Jones and appointed R. [Robert] A. Jones as administrator.

February 4, 1874, County Court: The inventory of the property of Albert Jones (deceased) was presented in court and recorded. The administrator also submitted a list of property sold on October 18, 1873.

July 23, 1880, County Court: R. [Robert] A. Jones, administrator of the estate, made a final settlement with the court.

1850 Rutherford Co., TN Census, Fall Creek Dist.: Albert Jones, 40; Nancy Jones, 43 NC; John L. Jones, 15; Andrew M. Jones, 11; William S. Jones, 9; Albert B. Jones, 7; Robert A. Jones, 5.

1870 Rutherford Co., TN Census, Dist. 5 (Fall Creek): Albert Jones, 60; Nancy Jones, 64; W. S. Jones, 27; Robert A. Jones, 22.

Jones Cemetery, Mona Rd.: Albert Jones, 6 Mar 1810 - 11 Sep 1873, and wife, Nancy Jones, 15 Apr 1806 - 10 Jan 1882.

603. Jones, Caroline [Ready - Hancock] Died May 9, 1873, testate.

Will dated March 2, 1871. Codicil dated July 6, 1872. Will probated June 3, 1873. The testatrix had a marriage contract with her husband, Enoch H. Jones, that gave her the right to dispose of by will and by gift in her lifetime the property of any kind embraced in said marriage contract except the Negroes – said contract was dated November 22, 1860. Before signing the will, she gave to her son, E. [Erasmus] D. Hancock, a note listed in the marriage contract for \$220 with a credit on it of \$68. She gave him the note because he lost more than that amount during the war due to depreciation of money he held as trustee. There was a statement that showed how much was principal and how much was interest up to the date of this will. The testatrix also gave him \$1701.10 and he was not to be held accountable for either sum of money. The testatrix gave to her granddaughter, Harriet [Wendel] Longstreet of Mississippi, a note on her father, Thomas N. Wendel, for \$700.10 dated December 1, 1866 and payable to her trustee, E. [Erasmus] D. Hancock. She gave to her granddaughter, Mary [Wendel] Hairston, a note on her father, Thomas N. Wendel, for \$700.10 dated December 1, 1866 and payable to the testatrix's trustee, E. [Erasmus] D. Hancock. The transfer of the notes was made before the will was signed. The testatrix gave, before signing the will, to her daughter, Harriet M. [Hancock] Stewart, a note against Jehu E. Stewart in the amount of \$105.70. Neither the grandchildren nor her daughter were to be charged with the amount of the notes. The testatrix intended to give her daughter, Harriet M. [Hancock] Stewart, \$1595.40 out of the trust fund to purchase a house. If the testatrix died before payment of this sum, the executor was to pay the amount with interest from the date of the will. After the above gifts, the testatrix had in her trust fund, \$6333.24. She disposed of it in her will as follows: She gave her daughter, Harriet M. [Hancock] Stewart, \$850.55 and her son, E. [Erasmus] D. Hancock, \$850.55. She gave her daughter, \$766.50, to be paid at the final settlement but would not bear interest at anytime until the estate is settled. The testatrix gave the same sum to her son, E. [Erasmus] D. Hancock. After these gifts, the testatrix calculated she had \$3098.70 which was to be equally divided into three shares, one for her daughter, Harriet M. [Hancock] Stewart, one for her son, E. [Erasmus] D. Hancock and the third share was to be divided between her two granddaughters [Harriet Wendel and Mary Wendel]. The testatrix gave her son the family Bible and her six silver spoons marked "B. H.". The testatrix nominated her son, E. [Erasmus] D. Hancock, as her executor. In the codicil, the testatrix stated her daughter was not to have the amount of \$1595.40 mentioned for her in the will if the testatrix had not given it to her before she died. The money had been invested in 68 acres of land where her daughter had lived since its purchase and the testatrix gave it to her daughter absolutely. If her daughter died before she did, the land was to be sold. From this amount, Robert Stewart and Junior Stewart were to receive \$5 each and Mary Ann ? was to have \$100. The remainder of the fund was to be equally divided between the three youngest children of her daughter to wit: Sophronica Stewart, Charles Stewart and Colla Stewart.

June 3, 1873, County Court: The will of Caroline [Ready - Hancock] Jones was presented for probate, was proven and recorded. E. [Erasmus] D. Hancock qualified as executor by giving a bond for \$10,000.

July 8, 1873, County Court: An inventory of the estate of Caroline [Ready - Hancock] Jones (deceased) was presented in court.

February 4, 1874, County Court: E. [Erasmus] D. Hancock, executor of the estate of Caroline [Ready - Hancock] Jones (deceased), made a final estate settlement with the court. There was a balance of \$3400.82 which was divided as follows: E. [Erasmus] D. Hancock, \$1133.60; Mrs. H. [Harriet] M. [Hancock] Stewart, \$1133.60 and Mrs Harriett [Wendel] Longstreet and Mrs. Mary [Wendel] Hairston received \$1133.60 to divide between them.

Rutherford Co., TN Marriage records: Benjamin Hancock married Caroline Ready on September 25, 1817. Enoch H. Jones married Mrs. Caroline Hancock on November 22, 1860. Thomas N. Wendel married Mary Ann Hancock on October 5, 1836. John E. Stewart married Harriet N. Hancock on April 29, 1835. E. [Erasmus] D. Hancock [Sr.] married Fanny D. Murfree on October 18, 1859.

Jones Cemetery, Herschel Hudson Rd.: Caroline Ready Jones, wife of E. H. Jones, 7 Oct 1800 - 9 May 1873.

from "Pictorial Family Register, 1871" Elkhart, Indiana [on the back of the book is the following information]: Charles Ready and Mary Palmer married August 13, 1794 and had the following children: [among whom] Caroline Ready, born 7 Oct 1800 in Sumner Co., TN, died May 1873, married 1st 25 Sep 1817, Dr. Benjamin Hancock; married 2nd Enoch Jones.

604. Jones, Elihu vs Cassie [Miller - Newman] Jones – Divorce

Note: Cassie, had been the widow of Lorenzo D. Newman before she married Elihu Jones. She was the daughter of Robert and Margaret Miller.

November 16, 1872, Circuit Court: The defendant failed to appear and the complaint was taken as confessed and an ex parte hearing was scheduled.

November 22, 1872, Circuit Court: The defendant had abandoned the plaintiff and refused to live with him. A decree of divorce was issued.

Rutherford Co., TN Marriage records: Elihu Jones married Cassie Newman on September 22, 1868.

605. Jones, James E. Died before August 3, 1857, intestate. [Cont'd from Vols. II & III].

Note: The widow, Cicelia [Overall] Jones married 2nd, J. [James] P. Floyd on September 1, 1863.

July 7, 1875, March 10, 1876, County Court: Enoch H. Jones, guardian for Eunice Jones, a minor heir of James E. Jones (deceased), made a settlement with the court. Thomas B. Jones had become of age and had received his estate.

606. Jones, Jenny (colored) Died February 25, 1875, intestate.

April 5, 1875, County Court: The Poor House Commissioners reported that Jenny Jones (colored) had died on February 25, 1875.

607. Jones, John (colored) Died before March 2, 1874, intestate.

March 2, 1874, County Court: Jessie R. Ferrell was appointed guardian for J. L. Jones, James D. Jones, Mary Jones and Margaret Jones (colored), minor children of John Jones (colored – deceased).

608. Jones, John Died October 1879, unknown.

Rutherford Co., TN US Census Mortality Schedules: John Jones, 70, married, born in NC, died October 1879, kidney problem.

Rutherford Co., TN Marriage records: John Jones, Jr. married Margaret Evans on May 11, 1834.

1870 Rutherford Co., TN Census, Dist. 10 (Versailles): John Jones, 60 NC; Peggy Jones, 50; Nancy Jones, 9; Richard Jones, 2; and 2 black servants.

609. Jones, Ophelia A. [Wasson] Died between July 8 and October 2, 1871, testate.

Will dated July 8, 1871. Will probated October 2, 1871. Executor: E H. Jones The testatrix left here entire estate both real and personal to her husband, E. H. Jones including the portion of her estate she inherited from her father, Logan Wasson [died ca 1850 - see Vol. II], which was in the hands of the Clerk and Master of the Chancery Court.

October 2, 1871, County Court: The will of Ophelia Jones (deceased) was presented for probate, was proven by witnesses.

Rutherford Co., TN Marriage records: Logan A. Wasson married Sophia Lillard on September 12, 1843. E. H. Jones, Jr. married Ophelia Wasson on July 17, 1869.

1870 U. S. Census, Leon Co., TX: Enoch Jones, 21 TN Farmer; Ophelia Jones, 21 TN.

610. Jones, Robert G. Died July 26, 1875, intestate

August 4, 1875, County Court: The court noted the death of Robert G. Jones and R. D. Jamison was appointed administrator of the estate. The court appointed commissioners to set aside provisions sufficient for one year for Mrs. Jane Jones, widow .

March 9, 1876, County Court: The administrator of the estate presented an estate inventory to the court that contained about fifty small accounts due.

March 7, 1877, County Court: The administrator presented a list of personal property sold at auction. W. R. Jones, W. Y. Jones and Mrs. R. G. Jones purchased items at the sale.

June 9, 1880, County Court: R. D. Jamison, administrator of R. G. Jones (deceased), made an estate settlement with the court.

Rutherford Co., TN Marriage records: W. A. Sloan married Lizzie Jones on October 12, 1871.

1880 Rutherford Co., TN Census, Dist. 18 (Fox Camp): William Sloan, 26; Della Sloan, 21; Bessie Sloan, 5; Robert Sloan, 3; Jimmie Sloan, 1; Jane Jones, 53 Mother-in-law; Mary Jones, 26 Sister-in-law.

Evergreen Cemetery, Murfreesboro: Robert G. Jones, 16 Feb 18__ - 26 July 1875.

611. Jordan, Blount Died before July 8, 1851, intestate. [Cont'd from Vols. II & III].

Note: Widow: Laura C. [Brock] Jordan. She married 2nd James Hamilton on January 12, 1857. Administrator: Benjamin F. Ransom, administrator. Children: Thomas J. Jordan, Eliza Jane Jordan, John M. Jordan, James B. Jordan

October 15, 1860, Chancery Court, Enrolled Cases #3, pg 566: Thomas J. Jordan; Alexander Winn; John C. Bostic and wife, Eliza Jane [Jordan] Bostic and John M. Jordan, an infant petitioning by his guardian, Williamson Jordan; James Hamilton and wife, Laura C. [Brock-Jordan] Hamilton, the widow of the intestate. One of the intestate's children, James B. Jordan, had died in his tender years without wife or child. By his death, Thomas J. Jordan, Eliza Jane [Jordan] Bostic and John M. Jordan, his half-brothers and sisters, became his heirs as to the land that had descended to him from the intestate. The intestate had owned a tract of land containing over 310 acres. Dower had been assigned out of the land to the intestate's widow and Thomas J. Jordan had sold his interest in the real estate to Alexander Winn. The petitioners claimed that the remainder after assignment of dower was unsuitable for partition and prayed for a decree to sell the land. The petitioners suggested it would be more advantageous if the widow agreed to accept money in lieu of her dower and the entire tract be auctioned.

Tennessee Marriages 1780 - 2002: John C. Bostic married Eliza Jane Jordan on February 22, 1859 in Williamson Co.

612. Jordan, George Died before October 6, 1873, unknown.

October 6, 1873, County Court: William N. Mason was allowed \$5 for holding an inquest on the body of George Jordan (deceased).

613. Jordan, Isaiah Died between November 8, 1873 and March 4, 1874, testate.

Will dated November 8, 1873. Will probated March 4, 1874. The testator willed his wife, Frances Caroline [Pyland] Jordan, two tracts of land containing 84 and 36 acres respectively. He also gave her all household and kitchen furniture, three head of horses, all his cattle and hogs, a four-horse wagon and all the farming equipment. At her death or marriage, all the property was to be sold and the proceeds divided among his children. The testator nominated Joseph B. Johns as his executor.

March 4, 1874, County Court: The will of Isaiah Jordan (deceased) was presented for probate. Joseph B. Johns renounced his right to qualify as executor. John D. Jordan applied for and was given letters of administration with the will annexed.

June 3, 1874, County Court: An inventory & sale list of the estate of Isaiah Jordan (deceased) was presented to the court.

October 13, 1874, County Court: John D. Jordan, administrator, presented an inventory of the estate and a list of items sold.

November 10, 1876, County Court: John D. Jordan, administrator of the estate, made an estate settlement with the court.

February 6, 1877, County Court: Robert Jordan was appointed guardian for David Thompson Jordan, a minor heir.

April 7, 1879, June 7, 1880, June 14, 1880, November 7, 1881, November 12, 1881, County Court: John W. Patterson was appointed guardian for Samuel Jordan and Delia Jordan, minor children of Isaiah Jordan (deceased). W. F. Jordan was appointed guardian of Eunice Jordan and Honey "Hun" Jordan, minor children of Isaiah Jordan (deceased).

September 8, 1880, County Court: Robert Jordan, guardian of David Thompson [Jordan], a minor child of Isaiah Jordan (deceased), had moved from the state without making a settlement with the court. He was relieved of his trust and John D. Jordan was appointed guardian in his place.

Rutherford Co., TN Marriage records: Isaiah Jordan married Frances Pyland on March 10, 1847.

1860 Rutherford Co., TN Census, Valley Dist.: Isaiah Jordan, 32; Frances Jordan, 31; J. D. Jordan (m), 13; W. F. Jordan (m), 11; Mary Jordan, 9; Shepard Jordan, 7; Robert Jordan, 6; Martha Jordan, 4; Margret Jordan, 2.

1870 Rutherford Co., TN Census, Dist. 15 (Valley): Isaiah Jordan, 50; Frances Jordan, 37; W. F. Jordan (m), 20; Stephen Jordan, 18; Robert Jordan, 16; Martha Jordan, 14; Margaret Jordan, 12; David Jordan, 9; Eunice Jordan, 6; Dealy Jordan (f), 3; Honey Jordan, 5 months.

614. Jordan, James B. Died before February 7, 1859, intestate. [Cont'd from Vol. II].

Note: James B. Jordan was the son of Blount Jordan, died about 1851 - see above. Wife of James B. Jordan, Angelina A. Anderson, died about 1850 [see Vol. II]. She was the daughter of George W. Anderson, died 1848 [see Vol. i].

January 5, 1879, County Court: W. R. McFadden, administrator of the estate, had died. **Note:** William Ralph McFadden had died February 1, 1863 – See Vol. III.] The court appointed Mrs. L. C. [Laura C. [Brock - Jordan] Hamilton as administratrix de bonis non of the estate. James Hamilton provided part of the security for the \$500 bond.

March 3, 1880, County Court: An inventory of the estate of J. B. Jordan (deceased) was presented to the court. Mrs. L. C. [Laura C. [Brock - Jordan] Hamilton, administratrix of the estate, made a settlement with the court. She claimed to be the sole person entitled to the estate and filed a receipt for the balance of \$259.50.

Rutherford Co., TN Marriage records: James B. Jordan married Angelina A. Anderson on March 17, 1847. James Hamilton married Laura C. Jordan on January 22, 1857. **Note:** Laura C. [Brock] Jordan was the widow of Blount Jordan who died ca 1851 - see above. **Or:** She may have been the daughter of Johnson Jordan - see below.]

615. Jordan, John Date of death unknown.

June 3, 1874, County Court: Edward L. Jordan, guardian for Miss Nettie Jordan, a minor child of John Jordan (deceased), made a settlement with the court. The settlement covered period 1871 to 1874 and included in the statement was \$1948.50 received from the Clerk & Master of Williamson County Chancery Court from E. L. Jordan's note and interest.

616. Jordan, Johnson Died before January 12, 1874, testate.

Note: Widow, Martha [Beasley - Williams] Jordan, had been the widow of Lewellen Williams. She was the daughter of Thomas Sr. & Sarah Beasley.

Will dated April 18, 1866. Will probated January 12, 1874. **First:** The executor was to pay funeral expenses and debts as soon as practicable. **Second:** The testator desired that his executor sell as he thought best for the interest of the estate that consisted of stock, provisions, farming tools, household and kitchen furniture and other articles as well as 223 acres of land. **Third:** The testator willed to his son, John Jordan, \$100 that the executor was to pay as soon as possible. He was to receive nothing else. **Fourth:** The testator willed the remainder of his estate after paying expenses to be divided into four (4) shares as follows to wit: one share to son, William Jordan; one share to son, Minos C. Jordan; one share to his wife, Martha Jordan; and one share to daughter, Manerva F. [Jordan] Dodson and children of her body free from control, management or liability of her present or any future husband. The share of Manerva T. [Jordan] Dodson was to go to William T. Johnson as her trustee during her life and the trustee was to pay her annually the interest on the share for her and the children. At her death, the share was to be equally divided and distributed among her living children. **Fifth:** The testator noted that he had previously given cash and property to each of his children as he wished them to have as their share of his estate. **Lastly:** The testator nominated and appointed sons, William Jordan and Minos C. Jordan, as the executors of his last will and testament.

April 16, 1872, County court: Chesley Williams filed an inventory of the personal estate of Laura C. Jordan, minor child of Johnson Jordan (deceased), that he had yet to receive. **Note:** This entry shows Johnson Jordan as deceased almost two years prior to the date his will was submitted for probate.]

January 12, 1874, County Court: The will of Johnson Jordan was presented for probate, was proven and recorded. The executor qualified by posting a bond for \$70,000 without security.

February 4, 1874, January 1, 1875, March 3, 1875, County Court: Chesley Williams, guardian for Miss Laura C. Jordan, a minor heir of Johnson Jordan (deceased), made a settlement with the court.

February 4, 1874, County Court: A sale list of the personal property was presented to the court and was accepted and recorded.

February 26, 1874, County Court: The executor of the estate presented an inventory of the personal property belonging to the estate. There were numerous notes due. Edward L. Jordan and M. F. Jordan owed the estate \$4588.50. M. C. Jordan Sr. owed the estate \$7797.00. M. C. Jordan Jr. owed the estate \$458.68. There were 224 acres of land of which 97 were cleared. The executor also presented a list of personal property sold at auction on January 24, 1874.

August 7, 1876, County Court: W. [William] T. Johnson was appointed trustee for Mrs. Manerva F. Dodson (formerly Manerva Jordan) under the direction of the deceased's will.

November 8, 1876, County Court: John Jordan vs M. C. Jordan, executor of Johnson Jordan (deceased). The petitioner was one of the deceased's children and he alleged that the will was invalid as the testator was not in possession of his mental faculties. He claimed that the ones provided for in the will used undue influence in the construction of the will. The executor was to produce the will at the next court session.

January 9, 1877, County Court: John Jordan petitioned the court to invalidate the will of Johnson Jordan (deceased). The court halted the probate and certified the case to the Circuit Court.

September 3, 1877, County Court: W. [William] T. Johnson petitioned to resign his trusteeship for Mrs. Manerva F. [Jordan] Dodson. He was allowed to resign provided he paid over to the trustee to be appointed in his room and stead the trust fund in his hands. James M. Johnson was appointed the new trustee.

October 2, 1877, County Court: James M. Johnson, trustee for Mrs. M. [Manerva F. [Jordan] Dodson, received from M. [Minos] C. Jordan, executor, the sum of \$6083.48 as a full share for her and her children of the estate of Johnson Jordan (deceased).

October 5, 1877, County Court: M. [Minos] C. Johnson, executor, presented the court five refunding bonds to [Mrs.] Martha Jordan as her full share of the estate of Johnson Jordan (deceased), \$3873.86 to Archer W. Jordan, \$3873.86 to William C. Jordan and \$1936.98 to Mrs. Sarah E. [Jordan] Osborne.

November 7, 1877, County Court: M. C. Jordan, executor of the estate, made a final estate settlement with the court. There was a balance due the estate of \$38,733.94 from the executor. The bulk of this total had been realized from inventory.

March 1, 1880, County Court: M. [Minos] C. Jordan, executor of the estate, had died. The Public Administrator was appointed by the court to take charge of the estate and complete the administration.

Rutherford Co., TN Marriage records: W. [William] T. Osborn married S. E. Osborn on October 28, 1873.

Tennessee Marriages 1780 - 2002: Johnson Jordan married Rachel Hill on December 28, 1808 in Williamson Co. Johnson Jordan married Nancy Beasley on April 26, 1822 in Williamson Co. Johnson Jordan married Mrs. Martha Williams on April 25, 1843 in Williamson Co.

1850 U. S. Census, Williamson Co., TN, Dist. 24: Johnson Jordan, 69 VA; M. Jordan (f), 33.

1870 Rutherford Co., TN Census, Dist. 8 (Murphy): Johnston Jordan, 82; Martha Jordan, 53; Sandy Jordan, 25 Black; Luca Jordan, 22 (f) Black; Felix Jordan, 2 Black.

617. Jordan, Joshua Died in 1857, intestate. [Cont'd from Vol. III].

February 2, 1875, County Court: The commissioners reported they had set apart to Alabama M. [Johnson] Yancy and her husband, Willis P. Yancy, her share of the real estate of her father, Joshua Jordan (deceased). Her share consisted of one-half of four tracts heretofore held by Alabama M. [Johnson] Yancy and her brother, John F. Johnson and totaled 190 acres. Minos C. Jordan, guardian of John F. Johnson, had to pay \$18 to the Yanceys in order to make the shares equal.

March 3, 1875, County Court: Minos C. Jordan, guardian for John F. Johnson and Alabama M. Yancy, formerly Alabama M. Johnson, minor heirs of Joshua Jordan (deceased), made a settlement with the court.

618. Jordan, Martha J. Died before April 6, 1874, intestate.

Note: Apparently, she was child (a minor in 1867) of William C. Jordan, Sr., who died in 1867 (see Vol. III and below).

April 6, 1874, County Court: The court noted the death of Martha J. Jordan and appointed W. [William] T. Osburn as administrator who gave bond for \$600 with W. [William] C. Jordan [Jr.] providing part of the security.

619. Jordan, Mildred J. Died bet August 17 & September 5, 1866, testate. [Cont'd from Vol. III].

March 3, 1875, County Court: John W. Hall, administrator de bonis non with the will annexed of the deceased, made an estate settlement with the court. The estate of John Shelton (deceased) owed the estate of M. J. Jordan (deceased) the sum of \$513.73.

620. Jordan, William C., Sr. Died in 1867, intestate. [Cont'd from Vol. III].

Note: Widow, Mrs. Sarah J. [Wood] Jordan.

March 3, 1875, County Court: J. [John] W. Nance, guardian for William C. Jordan (Jr.), Sarah E. Jordan, Martha J. Jordan & James E. Jordan, minor heirs of William Jordan (deceased), made a settlement with the court.

July 12, 1875, Circuit Court Enrolling Docket, pg. 318: M. [Minos] C. Jordan, administrator of William Jordan (deceased) vs W. T. J. Wood. The plaintiff had won a judgment for \$38.10 from the defendant. He had no personal property so a *fifa* was issued on the interest that W. T. J. Wood had in the lands of Susan Wood (deceased) which was a one-third interest. The court condemned the land for sale.

December 6, 1875, April 10, 1876, June 4, 1877, County Court: John W. Nance, guardian for James E. Jordan, renewed his guardian bond.

March 1, 1880, County Court: M. [Minos] C. Jordan, administrator of William Jordan (deceased) had died and the Public Administrator had been appointed to take charge of the estate and complete the administration of it.

621. Katz, Aaron – Citizenship.

Note: Aaron Katz, age 27, single, from Bavaria, is living with the Rosenfeld family on the 1880 census of Murfreesboro.

November 25, 1875, Circuit Court Enrolling Docket #7, 514: Aaron Katz had left Bavaria, Germany, in 1867 at the age of fourteen. He renounced allegiance to Wilhelm II, Emperor of Germany. Upon his oath to abide by the Constitution, he was granted citizenship.

622. Keeble, Edwin Augustus, Sr. Died August 26, 1868, intestate. [Cont'd from Vol. III]

Note: The following information comes from Mrs. George F. Watson, 1968: Edwin Augustus Keeble, was born in Cumberland Co., VA on 14 Feb 1807, died Rutherford Co., TN on 26 August 1868, the son of Capt. Walter Keeble, Jr., known as "Blackhead" Keeble. Edwin married 27 Apr 1830 in Loudoun Co., VA his 1st wife was Susan R. [Cochran] Keeble, born in VA, died April 1833 in Rutherford Co., TN, daughter of Richard Cochran. He married 30 Nov 1836 in Rutherford Co., TN, his 2nd wife, Mary W. Maney, daughter of Dr. James & Sally [Murfree] Maney. He married by 1867, his 3rd wife, Sallie Dickinson Bell.

June 8, 1870, Chancery Court: The court recognized the death of Edwin A. Keeble and appointed D. [David] D. Wendel as administrator.

November 16, 1871, Circuit Court: S. Walton, trustee of the Bank of Tennessee vs D. D. Wendel, administrator of Edwin A. Keeble (deceased), L. [Lewis] M. Maney & John W. Childress. The jury found in favor of defendants, L. M. Maney and John W. Childress, and found in favor of the plaintiffs against the remaining defendant for \$1850 plus \$1050 in interest. The court considered that the plaintiff was to recover the total amount due plus court costs from D. D. Wendel, administrator of Edwin A. Keeble (deceased).

November 17, 1871, Circuit Court: D. D. Wendel, executor of Edwin A. Keeble (deceased) vs W. [William] R. Jenkins & J. [James] F. Jenkins, executors of Hiram Jenkins [Jr.] (deceased). A jury found in favor of the plaintiff in the amount of \$715 and the court considered that the plaintiff was to recover the said sum assessed by the jury and all costs. Execution was to be issued against good, chattels, right and credits of Hiram Jenkins [Jr.] (deceased) in the hands of the executors.

July 25, 1872, November 19, 1878, Circuit Court: D. D. Wendel, administrator of E. A. Keeble (deceased) vs J. M. Leatherman, Malinda Leatherman, Daniel Leatherman, Minos Leatherman and Leland Leatherman. The defendants confessed judgment for \$200 in favor of plaintiff. The court considered that the plaintiff was to recover the said amount plus court costs.

July 31, 1872, Circuit Court: D. D. Wendel, administrator of E. A. Keeble (deceased) vs James J. Bass, executor of James Bass (deceased) and Levi Wade. The jury found in favor of the plaintiff in the amount of \$170. The court considered that the plaintiff was to recover the entire amount that the jury assessed.

October 10, 1873, July 7, 1874, County Court: The court noted that Edwin A. Keeble [Sr.] had died and that D. D. Wendel who was appointed administrator at a former term had died. E. A. Keeble [Jr.] was appointed administrator and posted a \$5000 bond.

June 3, 1874, County Court: D. D. Wendel, administrator, vs I. F. Lillard, John H. Lillard and William B. Lillard. The court ordered a scira facias be issued against the defendants to show cause why a judgment in favor of D. D. Wendel should not be recovered.

March 3, 1880, County Court: An inventory of the estate of E. A. Keeble (deceased) was presented in court.

April 21, 1880, Chancery Court: D. D. Wendel, administrator vs J. [James] M. Keeble & others. The former administrator had resigned and John W. Childress, Jr. had been appointed administrator de bonis non. E. [Erasmus] D. Hancock, guardian for John Keeble, requested to be removed as such due to a conflict with another client who was a creditor of the estate. Horace E. Palmer, Esq. was appointed in room and stead.

July 7, 1880, County Court: The estate of E. A. Keeble (deceased) had been judged insolvent and debts were ordered to be paid on a prorata basis.

1850 Rutherford Co., TN Census, Murfreesboro: Edwin A. Keeble, 42 VA Lawyer; Mary J. Keeble, 33; James M. Keeble, 8; Sallie Keeble, 5; Edwin A. Keeble, 3; Thomas N. Keeble, 1; Walter B. Keeble, 1 month.

623. Keeble, Richard H., Col.. Died June 30, 1864, intestate [Cont'd from Vol. III].

Note: Col. Richard H. Keeble (son of Edwin A. Keeble, Sr.) has a grave marker in Evergreen Cemetery, Murfreesboro which states: Killed in battle at Petersburg, VA, June 30, 1864, aged 33 years. He married Hattie A. Holt in 1860. She married 2nd Dr. H. [Henry] H. Clayton in 1874.

November 7, 1871, County Court: The court noted the death of Richard Keeble and appointed D. [David] D. Wendel as administrator.

June 6, 1874, Chancery Court: D. D. Wendel, administrator of R. H. Keeble (deceased), vs James M. Keeble & others. Mrs. H. [Hattie] A. [Holt] Keeble was appointed receiver and was authorized to take possession of the law office, alleged to be the property of R. H. Keeble (deceased) to which the title was in question and rent the same after giving bond for \$500.

August 4, 1874, County Court: D. D. Wendel, administrator, had died and the estate had not been fully administered. The court instructed the Public Administrator to take charge of the estate and administer it according to law.

December 27, 1878, Chancery Court: D. D. Wendel, administrator vs J. [James] M. Keeble & others. Hattie [Holt] Keeble, widow of the deceased, had married Dr. H. [Henry] H. Clayton. She tendered her resignation as receiver.

Rutherford Co., TN Marriage records: Dr. H. H. Clayton married Mrs. Hattie A. Keeble [widow of R. H. Keeble] on June 24, 1874.

624. Keeble, Walter, Jr. Died February 2, 1844, testate. [Cont'd from Vol. I].

Note: He is buried in the Keeble Cemetery on the old Peyton Smith Farm. He was known as Walter "Blackhead" Keeble, Jr., born Cumberland Co., VA 14 Dec 1774 - died Jefferson, Rutherford Co., TN 2 Feb 1844. He married Jane C. Smith on 1 Oct 1829 [probably a second wife].

July 12, 1854, Circuit Court Enrollment Book, pg. 200: David D. Wendel and wife, Sarah [Keeble]; William Thompson and wife, Catharine B. [Keeble]; George Thompson and wife, Eliza [Keeble]; John Edmondson, Peter Randolph; E. A. [Edwin Augustus] Keeble; H. [Horace] P. Keeble; Walter Keeble and Harriet [Keeble] Brady petitioned to sell land. Walter Keeble had died February 2, 1844. The deceased had owned a 38 acre tract of land. John W. Rucker and wife, Mariah [Keeble] and _____ Barnes and wife, Frances, were heirs who lived out of state. John Edmondson was husband of Amanda [Keeble – Randolph]. Peter Randolph was son of Amanda [Keeble] Randolph. The land had been sold on March 1. 1855.

Rutherford Co., TN Marriage records: David D. Wendel married Sarah Keeble on December 20, 1837. William N. Thompson married Catharine B. Keeble on November 22, 1841. Peyton Randolph married A. S. Keeble on September 18, 1822. John Edmondson married Amanda S. Randolph on October 11, 1830. William Brady married Harriette Keeble on November 20, 1819.

625. Keel, George W. Died before February 5, 1872, intestate.

February 5, 1872, County Court: The court noted the death of G. W. Keel and appointed J. D. Stovall as administrator.

June 26, 1872, County Court: J. D. Stovall, administrator of the deceased, submitted an inventory of the estate.

1860 U. S. Census, Coffee Co., TN., Dist. 3: George W. Keel, 31 Farmhand; India Keel, 37; James W. Keel, 6.

626. Keel[e], William, Sen. Died in 1860, intestate. [Cont'd from Vol. II & III].

November 11, 1865, The Monitor: Administrator of William Keel (deceased) vs Almira Stone. James M. Thompson, clerk and commissioner, advertised the sale of 400 acres of land located near Hoover's Gap at a minimum price of \$12.50 per acre. The commissioner was also going to sell a 180 acre tract and a 47 acre tract lying in Coffee County.

627. Kelton, Robert E. Died before September 3, 1860, intestate. [Cont'd from Vol. II & III].

Note: Widow, Mary [Brothers] Kelton (married 1857). Minor children in 1860: Elizabeth R. Kelton & Emily L. Kelton

June 9, 1875, February 8, 1877, February 3, 1879 County Court: John T. Kelton, guardian for Emily Kelton, a minor heir of R. E. Kelton (deceased), made a settlement with the court.

February 12, 1881, County Court: John T. Kelton, guardian for Emily Plummer, formerly Emily Kelton, a minor heir of R. E. Kelton (deceased), made a settlement with the court.

October 8, 1881, County Court: John T. Kelton, guardian for Elizabeth Muirhead, formerly Elizabeth Kelton, a minor heir of R. E. Kelton (deceased), made a final settlement with the court.

Rutherford Co., TN Marriage records: Thomas Muirhead married Bettie Kelton on September 22, 1873.

628. Kerr, Alice J. [Jenkins] Died between December 26, 1870 and January 5, 1871, testate.

Note: She is buried in Evergreen Cemetery, Murfreesboro, but there are no dates on her gravestone.

Will dated November 9, 1869. Codicil dated December 26, 1870. Will probated January 5, 1871. The testatrix owned two tracts of land conveyed to her by her father, Hiram Jenkins [Jr.], and her brothers, W. [William] R. Jenkins, J. [James] F. Jenkins, C. [Charles] H. Jenkins and Nimrod Jenkins by deed. Under terms of the deed, she was fully authorized to dispose of as she saw fit. She willed it to her husband, H. H. [Henry Harrison "Harry"] Kerr. In the codicil to her will, she willed her husband her entire estate and nominated him as executor.

January 5, 1871, County Court: The court received the will of Alice Kerr (deceased), proved it and ordered it to be recorded.

1870 Rutherford Co., TN Census: H. H. Kerr, 26 Farmer; Allis Kerr, 23; H. J. Kerr, 8 month born May 5, 1870.

629. Kerr, G. Wilson Died July 25, 1870, testate.

Date of will October 25, 1868. Date of probate September 7, 1870. Executrix: Sarah [Barnes] Kerr

The testator left all his property both real and personal to his wife during her life or widowhood. If she married after his death, then the estate was to be divided as if he had left no will. The testator had accounts against some of his children and these were to be considered advancements. Son, Wilson, was to be charged \$300 that was to be put in with the estate in consequence of his having left three years prior to being of age. Upon the death of his wife, the testator's real and personal estate were to be sold and the proceeds divided equally among the children.

September 7, 1870, County Court: The will of G. W. Kerr (deceased) was presented for probate, was proven and recorded. The widow, Sarah [Barnes] Kerr, qualified as executrix.

December 3, 1870, County Court: Thomas Kerr, agent for Mrs. Sarah [Barnes] Kerr, executrix of G. W. Kerr (deceased), submitted an inventory of the personal and real estate and the effects of the deceased.

April 23, 1872, Chancery Court: Sarah [Barnes] Kerr, executrix of G. W. Kerr (deceased) vs James M. Brown. The Clerk & Master reported he had sold the house and lot in Murfreesboro on February 5, 1872 to the widow for \$860.38. The amount was sufficient to settle a judgment and interest with the costs to the days of sale. Title was divested from James M. Brown and vested in Sarah [Barnes] Kerr, executrix of G. W. Kerr (deceased).

March 11, 1873, Circuit Court: Mrs. Sarah [Barnes] Kerr, executrix of G. W. Kerr (deceased) vs J. R. Rion and T. D. Rion, principals and G. W. Lorange, security. The jury found defendants were indebted to the plaintiff in the sum of \$398.80 and the jury found that the defendants had paid \$200. The court considered that the plaintiff was to recover the sum of \$218.61 from the defendants who agreed to pay within sixty days and execution was stayed.

October 8, 1887, Chancery Court: Dollaron Barker vs Thomas Kerr, Hugh Kerr, administrators with the will annexed of G. W. Kerr (deceased). G. W. Kerr had died in 1870. He left all his estate real and personal to his wife during her lifetime. At her death the entire estate was to be sold and an equal division made among the children. Sarah [Barnes] Kerr never remarried and died

in 1885. Thomas Kerr and Hugh Kerr were appointed administrators de bonis non with the will annexed of G. W. Kerr (deceased) and proceeded to execute the remainder of his will. On December 17, 1886, they reported to the clerk the sale of the real estate and charged themselves with \$5510.21. At his death, G. W. Kerr left fourteen living children. One died during the lifetime of the widow without issue leaving thirteen shares in the estate. The complainant owned the share of John Kerr and was suing for one-thirteenth of the proceeds of the sale, \$423.11, plus interest. The administrator had refused to pay as there was a competing claim from Thomas Kerr who had supposedly purchased John Kerr's interest. The complainant charged that Thomas Kerr had never paid his note and the conveyance was fraudulent.

Rutherford Co., TN Marriage records: G. W. Kerr married Sarah Barnes on December 27, 1837.

11 Sep 1850 Rutherford Co., TN Census, Browns Mill Dist.: Wilson Car, 35; Sarah Car, 30; John Car, 11; Thomas Car, 8; Samuel Car, 7; Mary Car, 6; Bud Car, 5; Pony Car, 3; Hugh Car, 6/12

14 Aug 1860 Rutherford Co., TN Census, Browns Mill Dist: G. W. Carr, 47; Sarah Carr, 47; John Carr, 21; Tom Carr, 19; Sam Carr, 18; Mary Carr, 16; Wilson Carr, 14; [?Poney] Carr (m), 13; Hugh Carr, 10; Sarah Carr, 9; William Carr, 6; Paul Carr, 5; Frances Carr, 2; Everett Carr, 8/12.

21 July 1870 Rutherford Co., TN Census, 22nd Dist (Browns Mill): Wilson Kerr, 57; Sarah Kerr, 50; P. J. Kerr (m), 22; Hugh Kerr, 20; Sarah Kerr, 18; William Kerr, 17; Paul Kerr, 16; Martha Kerr, 12; Everett Kerr, 9; James Kerr, 7; Margaret Kerr, 5; Mary Kerr, 79 NC.

Kerr Cemetery, near Sharpville Church: G. W. Kerr, Feb 21, 1813 – July 25, 1870 & wife, Sarah Kerr, Aug 28, 1819-October 15, 1885. Hugh Kerr, 13 Apr 1850 - 18 Nov 1898. William Kerr, 27 Mar 1854 - 9 Feb 1898.

630. Key, Martin B. Died before April 1, 1874, intestate in Madison Co., TN.

December 3, 1870, Circuit Court: M. B. Key et al ex parte. The court stated the petitioners were the only ones interested in the land. The court also stated that the land could not be partitioned among petitioners. The court ordered the land sold and appointed the Clerk & Master as commissioner to sell the land.

March 28, 1871, Circuit Court: M. B. Key et al Ex parte. The commissioner prepared to sell the land January 26, 1871 but on the morning of the sale, he was directed by the petitioners not to offer the land for sale but to report Mrs. Puckett as the buyer at the minimum price of \$25 per acre. She gave two notes each for \$1587 due in one and two years.

March 30, 1872, Circuit Court: M. B. Key & others exparte. The commissioner assigned to sell the land reported that Mrs. Nancy Puckett had paid \$1000 on her first note leaving a balance due of \$587. The commissioner had not initiated action to collect the remainder choosing to give her additional time to make the payment.

April 1, 1874, Circuit Court: M. B. Key and others ex parte. M. B. Key had died in Madison Co., TN. Violet L. [Puckett] Key, a citizen of Madison Co., was appointed administratrix. The court revived the cause in the name of the administratrix. The court ordered that the clerk pay funds to parties properly entitled thereto and if funds were paid over to husbands of any married women, parties to this cause, they were to be paid with proper authority from the married women.

Tennessee Marriages 1851-1900: Martin B. Key married Violet Puckett on February 10, 1853 in Madison Co.

631. Killough, James M. Died before July 3, 1865, intestate. [Cont'd from Vol. III].

Note: Widow: Matilda [Martin] Killough Administrator & son: William D. Killough

October 7, 1867, Enrolled Cases #2, pg. 215: Addition to October 7, 1867 entry, Vol. III. Sherwood Smith was also a petitioner and his wife, Elizabeth E. [Killough] Smith, was a daughter of William D. Killough.

632. Killough, Mary [McCartney] Died March 2, 1850, unknown

Note: Presbyterian Church, Murfreesboro Session minutes state: Samuel Killough died 20 Mar 1842 "age 79 years" and Mrs. Mary Killough died 2 Mar 1850 "age 70 years." [Samuel Killough was a Revolutionary War soldier. - see Vols. I & II]

Rutherford Co., TN US Census Mortality Schedules: Mary Killough, 70, died March 1850 of heart palpitations.

633. Kimbro, Azariah Died February 6, 1864, testate. [Cont'd from Vol. III].

Note: John B. Kimbro was son and executor and guardian of his brother's [William W. Kimbro - died 1853 - see Vol. II] daughter, Lizzie Alice Kimbro.

May term, 1865, County Court: Nancy Ann Kimbro, widow vs J. [John] B. Kimbro, executor of the testator's will and others. J. [John] B. Kimbro was a devisee under the testator's will and was his executor as well as the guardian in Tennessee of Alice Kimbro, a minor and only child of W. [William] W. Kimbro, a son of the testator who died several years before testator's death. Alice Kimbro was also a devisee and a resident of Texas. R. [Rolly] P. S. Kimbro and A. [Azariah] L. Kimbro were sons and devisees of the testator, the former lived in Cincinnati and the latter lived in Shelby Co., TN. Almira C. [Kimbro] Frazar was the widowed daughter and devisee of the testator and lived in Texas.

March 5, 1866, Chancery Court Enrolled Cases, pg 176: John B. Kimbro, executor vs Prichett M. M. Alexander and wife, Elizabeth [Mary Elizabeth Kimbro] Alexander; Joseph A. Kimbro, Jr., all of Mississippi; James Kimbro of Rutherford Co.; and two minor children of Sallie [Kimbro] Scruggs, names unknown. Joseph Kimbro (deceased) owed the testator's estate \$3021.19 on two notes and no part had been paid. Joseph Kimbro had died in Mississippi while sojourning on his plantation. His administrators had come to Rutherford Co. and disposed of a large quantity of personal property. Joseph Kimbro had left as heirs at law, Elizabeth [Kimbro] Alexander; Joseph A. Kimbro, Jr.; James Kimbro, Nathaniel Kimbro; Nancy M. Kimbro and Ellen Kimbro of Rutherford Co. and two children of deceased daughter, Sallie [Kimbro] Scruggs. The petitioners prayed that an attachment be issued against the tract of land and any other property in Tennessee. The court appointed a commissioner to make the sale.

April 19, 1877, Chancery Court: Amanda M. [Frazier] Kimbro, executrix of J. [John] B. Kimbro (deceased) vs I. [Isaac] J. Frazier & wife, Almira C. [Kimbro] Frazier, James Azariah Frazier, William Frazier, Robert Braham Frazier and Ann Gertrude Frazier. In his will, the testator gave his daughter, Almira C. [Kimbro] Frazier specific interests in his estate for her natural life and the remainder was to go to her children when she died. Her interest had been converted to currency in the sum of \$4439.56 and was in the hands of her trustee, E. [Edward] L. Jordan. In order to invest this money securely and secure their remainder, Almira C. [Kimbro] Frazier conveyed to her children, listed above as defendants and who lived in Wharton Co., Texas, a parcel of land in that county that she had purchased from Joseph Farquhar and William E. Driscole, executors of William E. Driscole (deceased) for \$6000 in gold. To pay for this land, she had borrowed \$2400 from her sister, Mrs. A. [Amanda] M. [Frazier] Kimbro. The only way she was going to be able to repay the loan was if she could get the fund that belonged to her and her children. The tract contained 649 acres and had been known as the Wicks and Frazier tract. The court ruled that the land was very valuable and that the investment was judicious. The court ruled that the fund of \$4439.56 be paid to her for her conveyance.

634. Kimbro, Frances Died March 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: Frances Kimbro, 18, died March 1850 of consumption.

635. Kimbro, John Basey Died March 21, 1872, testate.

Note: Son of Azariah & Nancy Kimbro - see above & Vol. III. John B. Kimbro married Amanda M. Frazier on 12 Oct 1852.

Will dated March 21, 1872. Will probated April 1, 1872. Executrix: Amanda M. [Frazier] Kimbro, widow.

The testator willed that his estate be kept together after paying his debts and when his oldest child reach twenty-one years of age, then commissioners were to be appointed to set aside one-ninth of his estate for the child's benefit, there being his wife and eight children. Thereafter when a child reached the age of twenty-one, their respective part was to be set aside.

April 16, 1872, County Court: The executrix submitted an inventory of the personal assets of the deceased. Included were 180 shares of bank stock valued at \$18,000 and about \$8,000 worth of notes due.

July 26, 1872, Circuit Court: Mrs. Amanda M. [Frazier] Kimbro, executrix of John B. Kimbro (deceased) vs W. Jasper Jackson. The plaintiff moved the court for judgment against the defendant and exhibited a power of attorney signed by the defendant authorizing J. M. Avent, his attorney in fact, to confess judgment on a note executed by the defendant on December 25, 1869 and payable in two years plus interest in the sum of \$192.08. The court considered that the plaintiff was to recover of the defendants the entire sum plus costs.

April 12, 1873, Chancery Court: Mrs. A. [Amanda] M. [Frazier] Kimbro, executrix of J. [John] B. Kimbro (deceased) vs S. [Stephen] E. Parrish and wife, Jemima Parrish; Clarence L. Kimbro, J. Bell Kimbro, Azariah Kimbro, Frazier Kimbro, Adel Kimbro, Lola Kimbro, Fitz Anna Kimbro and Lasalle Kimbro. On May 14, 1867, J. B. Kimbro had sold the defendant a house and lot in Murfreesboro located on Vine Street for \$1000 cash and two notes for \$750 each, due in twelve and twenty-four months

respectively. All of the purchase money except the last note had been paid. The testator before his death was ready to make a proper deed upon payment of final note. The complainant asked the court to have the lien enforced on the property.

April 29, 1873, Chancery Court: Mrs. A. M. Kimbro, executrix vs W. J. [Jasper] Jackson et al. The children of J. B. Kimbro (deceased), defendants, were minors without guardian and the court appointed a guardian ad litem to defend them.

May 31, 1873, Chancery Court: Mrs. A. M. Kimbro, executrix of J. B. Kimbro (deceased) vs I. [Isaac] J. Frazier and wife, Almira C. [Kimbro] Frazier and against James Azariah Frazier, Robert Braham Frazier, William K. Frazier, and Anna Gertrude Frazier, minor children of I. J. and Almira C. [Kimbro] Frazier, citizens of Guadalupe Co., Texas. J. B. Kimbro (deceased) had been the executor of Azariah Kimbro (deceased) and defendant, Almira C. [Kimbro] Frazier, was a daughter of Azariah Kimbro. By the terms of her father's will, her share of her father's estate was to be loaned to her and given to her children. J. B. Kimbro, as executor of Azariah Kimbro (deceased) had about \$4000 as Mrs. Frazier's share. In a previous case, J. B. Kimbro (deceased) had been ordered on June 12, 1868 to lend out this money for the use of Mrs. Frazier and to pay her the interest annually and the payments were made up to last day of payment prior to his death to wit; January 1, 1872. Complainant wanted to be relieved of responsibility for the funds and a trustee appointed. She also wanted the court to make an accounting of all the funds

October 31, 1873, Chancery Court: Mrs. A. M. Kimbro, executrix vs W. J. [Jasper] Jackson, et al. The testator sold a house and lot in Murfreesboro on December 25, 1869 to the defendant, W. J. Jackson who gave three notes, one for \$1000 due December 25, 1870; one for \$1250 due December 25, 1871 and one for \$1250 due on December 25, 1872. He paid the first note in full but had paid nothing on the other two notes. A judgment for the unpaid amount plus interest was issued but the defendant had no assets. The court ordered the property resold for payment of the judgment.

November 2, 1874, County Court: Amanda M. Kimbro, executrix of John B. Kimbro (deceased) vs Clarence L. Kimbro, John B. Kimbro, Frazier Kimbro, Azariah Kimbro, Sally A. [Adella] Kimbro, Lola Kimbro, Fitz Allen Kimbro (f) and Lasalle Kimbro. The defendants were all minors without guardian. Frazier Kimbro was a non-resident of Tennessee and publication had been made for him. A guardian ad litem was appointed for the minors.

October 29, 1874, Chancery Court: Amanda M. Kimbro, executrix of John B. Kimbro (deceased) vs the minor children. Frazier Kimbro was a non-resident of Tennessee and the remaining defendants except Clarence L. Kimbro were minors with a guardian ad litem. John B. Kimbro had died on March 21, 1872, testate. His widow was executrix and Clarence L. Kimbro and John B. Kimbro were nominated as executors if they choose to qualify. The eight defendants in the caption above were the deceased's only children. The widow requested an interpretation of the will and the court stated that the object of the testator was that his wife and children should stay together as one family and that the interest and income of the estate was to go to a common fund for the benefit of all legatees until the oldest child reached the age of twenty-one at which time such child should have his share of the estate set apart as directed in the will. The same was to happen when subsequent children became of age. The court added that the shares that would go to the daughters were to be settled upon them for their sole and separate use as directed in the will.

November 4, 1874, County Court and Enrolled Cases #2, pg. 482: Amanda M. Kimbro, executrix of John B. Kimbro (deceased) and Clarence Kimbro vs John B. Kimbro, Frazier Kimbro, Azariah Kimbro, Sally A. [Adella] Kimbro, Fritzanna Kimbro and Lasalle Kimbro. Clarence L. Kimbro had attained the age of twenty-one and according to the terms of the will, he was entitled to one-ninth share of the real estate. The court noted that the estate had not collected on a number of notes and had not paid several debts. The court did appoint commissioners to set apart in severalty his share of the real estate and personal estate.

December 7, 1874, County Court: Amanda M. Kimbro, executrix of John B. Kimbro (deceased) and Clarence Kimbro vs the minor children. Commissioners reported they had set aside Clarence Kimbro's share that consisted of 249 acres of real estate, and one lot on Railroad and Lytle streets and personal property of his father's estate. He also received one-ninth of the notes due. Right and title of all the other lands of John B. Kimbro (deceased) was divested out of Clarence Kimbro and vested in Amanda M. Kimbro, John B. Kimbro, Sally A. Kimbro, Frazier Kimbro, Azariah Kimbro, Lola Kimbro, Fritzanna Kimbro and Lasalle Kimbro.

March 3, 1875, County Court: Mrs. Amanda M. Kimbro, executrix of John B. Kimbro (deceased) made a settlement with the court. The executrix owed the estate the sum of \$4810.87.

August 7, 1876, County Court: Mrs. Amanda M. Kimbro, executrix and J. Bell Kimbro vs Clarence L. Kimbro and others. Commissioners had set apart 174 acres for John Bell Kimbro. He also received 25 acres of cedar land. His mother had transferred to him \$2000 worth of stock in the First National Bank of Murfreesboro. The commissioners also gave him a house and lot in Murfreesboro along with several head of horses, mules, hogs and other personal estate of his father.

November 17, 1877, Circuit Court: Mrs. Amanda Kimbro vs E. F. Haynes. A jury found for the plaintiff for damages in the amount of \$689 plus costs. The sheriff had previously sold perishable property of the defendant and the court ordered the proceeds of the sale be used to satisfy the debt.

August 5, 1878, County Court: Frazier Kimbro and Mrs. A. M. Kimbro, executrix vs Azariah Kimbro, Adel Kimbro, Lola Kimbro, Fitzallen Kimbro and LaSalle Kimbro were minors without guardian. A guardian ad litem was appointed. As of this date, C. [Clarence] L. Kimbro and John B. [Bell] Kimbro had previously received their shares. Frazier Kimbro was of age and entitled to his share of the real estate. Commissioners were appointed to make the partition.

September 2, 1878, County Court: Frazier Kimbro and Mrs. A. M. Kimbro, executrix vs Kimbro heirs. Frazier Kimbro received 215 acres as his share of his father's estate. Frazier Kimbro was indebted to the estate for \$1162 and his father's personal estate was valued at \$16,273.75. Frazier Kimbro received \$2324.82 over and above his indebtedness. He waived his right to any of the household furniture leaving it for the remainder of the family to enjoy.

June 5, 1876, County Court: John Bell Kimbro and Amanda M. Kimbro, executrix of J. B. Kimbro (deceased) vs Clarence L. Kimbro, Frazier Kimbro, Azariah Kimbro, S. Adella Kimbro, Lola Kimbro, Fitzallen Kimbro and Lasalle Kimbro. Clarence L. Kimbro and John Bell Kimbro had turned twenty-one and were seeking to have their shares set apart. The court concurred and appointed commissioners to partition the estate, real and personal.

April 1877, Chancery Court: A. M. Kimbro, executrix vs I. [Isaac] J. Frazier, wife and others. Almira C. [Kimbro] Frazier's share of her father's [Azariah Kimbro] estate was \$4439.56 and was in the hands of E. [Edward] L. Jordan who had been appointed her trustee. To protect her children's rights, Mrs. Frazier had made a deed of conveyance to her children for a tract of land containing 649 acres in Guadalupe Co., Texas, described as a valuable piece of land.

August 7, 1878, County Court: Frazier Kimbro & Mrs. A. M. Kimbro, executrix vs Kimbro heirs. C. L. and John B. Kimbro had been properly served and failed to appear. The petition was taken as confessed and an exparte hearing was scheduled.

January 10, 1880, County Court: J. B. [John Bell] Kimbro was appointed guardian of Azariah Kimbro, a minor child of deceased.

February 11, 1881, County Court: Mrs. A. M. Kimbro vs C. L. Kimbro & others. A previous order of pro confesso had been issued as to C. L. and Frazar Kimbro, the answer of J. B. Kimbro and C. [Charles] R. Holmes, administrator and the guardian ad litem for the three minors, Lola Kimbro, Lasalle Kimbro and Fitzallen Kimbro. One of the children, Miss Adele Kimbro, died in December 1879 before becoming of age. C. [Charles] R. Holmes qualified as her administrator. Mrs. Amanda M. Kimbro, executrix, applied to relinquish her management of her late husband's estate and to have a child's part (one-ninth) of her husband's estate in realty and personality set apart for her. Commissioners were appointed to partition and set apart one-sixth of the remaining estate for the widow. Mrs. Kimbro was directed to make a settlement as executrix with the County Court Clerk.

April 6, 1881, County Court: Mrs. A. M. Kimbro, executrix of the deceased, made a final settlement with the court. The settlement showed a balance of \$1947.05. There was also \$8700 in stock of the First National Bank of Murfreesboro.

April 6, 1881, County Court: Azariah Kimbro & others vs Clarence L. Kimbro & others. Defendants, C. L. Kimbro, John Bell Kimbro, Frazar Kimbro and C. [Charles] R. Holmes, administrator of Adele Kimbro (deceased) had been served but failed to appear in court. A decree of pro confesso was issued as to them. The minors, Lola Kimbro, Lasalle Kimbro and Fitzallen Kimbro, had responded through their guardian ad litem. The estate of J. B. Kimbro (deceased) consisted of personal property, notes, bank stock and the following real estate, all in Rutherford County, to wit: two town lots, one known as the "Baker lot" and the other as "Wigg's Carpenter Shop"; the home place near town on Salem Pike where Mrs. A. M. Kimbro lived; a farm adjoining J. B. Kimbro's place that was rented by Azariah Kimbro; and a large tract adjoining the place set apart to C. [Clarence] L. Kimbro and Frazar Kimbro, part of the old Arariah Kimbro place. Azariah Kimbro was of age and entitled, according to the testator's will, to one-sixth of the remaining personality and one-sixth of the remaining real estate. Commissioners were appointed to make the partition.

April 7, 1881, County Court: Mrs. A. M. Kimbro, executrix, made an estate settlement with the court.

May 7, 1881, County Court: Mrs. A. M. Kimbro vs C. L. Kimbro & others. The commissioners had set off 103 acres of land for Mrs. A. M. Kimbro as her share of the real estate under the will of her deceased husband. The commissioners also partitioned the personality giving her \$1450 of bank stock, and \$583.03 as her share of the other personal assets.

May 7, 1881, County Court: Azariah Kimbro and Mrs. A. M. Kimbro, executrix of J. B. Kimbro (deceased), C. [Clarence] L. Kimbro and C. [Charles] R. Holmes, administrator of Adell Kimbro (deceased) and the other heirs of J. B. Kimbro (deceased). Commissioners had set off 179 acres of land and 35 acres of cedar land for the share of Azariah Kimbro under terms of his father's will. He also received \$1450 of bank stock and \$583.02 as his share of the other personal assets.

October 11, 1881, County Court: Clarence L. Kimbro, Frazier Kimbro and Azariah Kimbro vs Lola Kimbro, Lasalle Kimbro and Fitzallen Kimbro. The petitioners and defendants were the joint owners of 277 acres of land as the heirs of Miss Adele Kimbro (deceased). The petitioners wanted to sell the land for partition. A decree of sale was issued and the land was offered for sale on December 12, 1881, for a minimum price of \$8.00 per acre but no bids were received. The petitioners averred that the land could not be divided into six shares but could be divided into two parts, one for the grown-ups and the other part for the minors who already owned a large tract in common. The court agreed and the land was divided as follows: Clarence L., Frazier and Azariah Kimbro received just over 125 acres and Lola Kimbro, Lasalle Kimbro and Fitzallen Kimbro received almost 161 acres.

November 10, 1881, County Court: C. L. Kimbro, Frazar Kimbro and Azariah Kimbro vs Mrs. A. M. Kimbro, guardian and the minor heirs of J. B. Kimbro (deceased). Mrs. A. M. Kimbro had failed to respond to the summons and a decree of pro confesso was declared as to her. A guardian ad litem was appointed to defend the minor children.

April 23, 1888, Chancery Court: W. [William] A. Ransom Jr. et al vs A. M. Kimbro, executrix et al. Lola Kimbro had died at age sixteen, unmarried and without children. She would have reached majority on August 16, 1887. In her will, Lola Kimbro left all of her personal estate to her mother, Mrs. A. M. Kimbro. The court decreed that her brothers, Clarence L. Kimbro, Frazier Kimbro, Azariah Kimbro and assignees of her deceased brother, J. B. [John Bell] Kimbro Jr., viz W. [William] A. Ransom, Jr., and her

sisters, Mrs. Fitzy [Kimbro] Endt and Lasalle Kimbro were entitled to the share of the real estate that Lola Kimbro would have been entitled to had she been twenty-one years old. The court did not make a decision as to the rents on the portion of real estate that Lola Kimbro (deceased) inherited from her sister, Adele Kimbro (deceased). The court also granted an appeal to the Tennessee Supreme Court as to the construction of the will.

June 5, 1889, Chancery Court: Amanda M. Kimbro, executrix of John B. Kimbro (deceased) vs Clarence L. Kimbro; John B. Kimbro; Frazier Kimbro; Azariah Kimbro; Sally A. Kimbro; Lola Kimbro; Fitz Allen Kimbro; La Salle Kimbro, all of Rutherford Co. except Frazier Kimbro who resided in Texas. John B. Kimbro left a widow and the eight above listed children. At his death, the testator owned several tracts of land, stock, household and kitchen furniture, notes, bank stock and claims of various kinds on debts and he disposed of all of it in his will. Complainant was seeking direction as to how the estate was to be managed during the minority of the children. She wanted the court to clarify her rights under the will and also the rights of her children.

1870 Rutherford Co., TN Census, Dist. 11 (Barfield): John B. Kimbro, 39; Amanda Kimbro, 38; Nancy Kimbro, 75; Clarence Kimbro, 16; John B. Kimbro, 15; Frazier Kimbro, 13; Azariah Kimbro, 11; Adella Kimbro, 8; Lola Kimbro, 4; Fitz Kimbro (f), 1.

U. S. Southern Claims Commission, Disallowed and Barred Claims: John B. Kimbro had filed a claim for \$1745 against the Federal Government for crops and animal food taken during the war. In the claim, John B. Kimbro stated that he was a farmer and president of 1st National Bank of Murfreesboro. He had lived on a farm nine miles south of Murfreesboro except for period February 1863 to June 1863 when General Rosecrans led his army into the area. He stayed in Murfreesboro to avoid the rebels who frequently came to his farm in search of him. They took about forty-five head of livestock including horses and mules and destroyed about four bales of cotton that was not being protected by Federal pickets. The Federal troops had taken from him property of various kinds and descriptions, some of which he received vouchers for.

Evergreen Cemetery, Murfreesboro: J. B. Kimbro, died 21 Mar 1872, aged 40 yrs, 11 mos & 25 days, son of Azariah Kimbro. Amanda Frazier Kimbro 11 Oct 1832 - 17 May 1906, wife of J. B. Kimbro. Adelle Kimbro died 22 Dec 1879, aged 17 yrs, 11 mos & 13 days, daughter of J. B. & Amanda Kimbro. Lola Kimbro, 16 Aug 1866 - 4 May 1882, daughter of J. B. & Amanda Kimbro. [John] Bell Kimbro [no dates].

636. No entry for this number.

637. Kimbro, Joseph Died November 1, 1860, intestate. [Cont'd from Vols. II & III].

December 2, 1866, Enrolled Cases #1, pg. 193: P. [Pritchett] M. M. Alexander & Joseph Kimbro, administrators of Joseph Kimbro (deceased); Lucinda T. [Gooch] Kimbro, widow; Nathaniel Kimbro; N[ancy] Kimbro; Ellen Kimbro; James Kimbro; John C. Kimbro; P. M. M. Alexander and wife, Elizabeth [Kimbro] Alexander; Joseph Alexander and Lucinda Alexander, children of Martha [Kimbro] Alexander (deceased), daughter of the intestate, appeared with their father, P. M. M. Alexander. Ned Scruggs & Lucinda Scruggs, children of Sarah [Kimbro] Scruggs, daughter of the intestate. Two children of the intestate, W. [William] W. Kimbro and Narcissa Kimbro died after their father, intestate. The intestate had owned tracts of 400, 100, 75 and 30 acres. The petitioners prayed for the commissioners to assign the widow her dower. They assigned a tract of 218 acres plus 39 acres of cedar land.

638. Kimbro, Kitty (colored) Died July 20, 1876, intestate.

October 2, 1876, County Court: The Poor House Committee reported that Kitty Kimbro (colored) had died on July 20, 1876.

639. King, James Moore, Sr., Col. Died April 5, 1877, intestate.

Note: A War of 1812 Marker has been placed on his grave. Widow: Martha [Batey] King

May 8, 1877, County Court: The court noted the death of James M. King, Sr. and appointed John Lytle, Charles H. King and Charles W. Moore as administrators of the estate.

August 4, 1880, County Court: An inventory of the estate of J. M. King (deceased) was presented in court. One note was for \$743 of Tennessee Bank money that was sold for \$0.32 on the dollar.

September 7, 1881, County Court: C. [Charles] W. Moore and C. [Charles] H. King, surviving administrators of James M. King (deceased), made a final estate settlement with the court.

Rutherford Co., TN Marriage records: James M. King married Martha Batey on November 29, 1821.

1850 Rutherford Co., TN Census, Murphy Dist.: James M. King, 56 NC; Martha King, 45 VA; James M. King, Jr., 17; Charles King, 14; Sarah E. King, 12; Thomas King, 9; Marion King, 6; John King, 4; William King, 2; Jane Butler, 78 NC; Martha Burge, 35 VA.

King Cemetery or Rural Rest Cemetery, Mooreland Lane: Col. James M. King, War of 1812, 18 Nov 1792 - 5 Apr 1877, & wife, Martha Batey King, 11 May 1805 - 18 Aug 1887, daughter of William & Ann [Bass] Batey. William King, 28 Nov 1826 - 9 July 1846, son of James M. & Martha King. Henry A. J. King, 24 May 1823 - 1 Aug 1839, son of James M. & Martha King, volunteered in 1838 and served a tour in Cherokee National under Col. Yoakum. Washington [Lafayette] King, 26 July 1830 - 2 Jan 1833, son of James M. & Martha King. Three infants of J. M. King, Sr. "Grandmother" Jeanet Butler [m. 1st Henry King] [m. 2nd Isaac Butler] 18 Jan 1772 - 14 Sep 1874.

640. King, Reney (colored) Died before February 1, 1875, intestate.

August 2, 1875, County Court: The court noted that Reney King (colored) had been dead more than six months and assigned the Public Administrator to administer the estate.

641. Kirby, James H. Died before September 4, 1865, intestate. [Cont'd from Vol. III].

Note: The widow, Laura A. [Overall] Kirby, married 2nd John W. Summers of Cannon Co. She was the daughter of Isaac H. [died 1857 - see Vols. II & III] & Sophia Overall. Administrator: J. [James] P. Floyd

August 23, 1875, August 18, 1877, County Court: J. [John] E. Rucker, guardian for Theodore O. Kirby, Ada P. Kirby and James R. Kirby, minor children of James H. Kirby (deceased), made a settlement with the court.

March 23, 1878, Circuit Court: William J. Kirby and others vs Theo O. Kirby and others. A tract of land had been offered for sale four times since November 1870 without getting a bid. At the latest auction, Mrs. Bettie L. Tompkins, wife of George T. Tompkins, had, after the auction failed to get a bid, offered \$1605 for the land with \$500 in cash. The clerk recommended that the bid be accepted and the court confirmed the sale. **Note:** George T. Tompkins married Elizabeth Prewitt on October 8, 1863.

July 9, 1878, Circuit Court: William J. Kirby, John W. Summers and wife, Laura A. [Kirby] Summers vs Theodore O. Kirby, James R. Kirby and A. [Ada] P. Kirby. Mrs. Bettie L. Tompkins had paid the remainder of her bid of \$1605 and was entitled to a decree of title. The land had been surveyed and contained 232 acres. Title was divested from the heirs of James Kirby (deceased) and was vested in Mrs. Bettie L. Tompkins for her sole and separate use free from debts, contracts and liabilities of her present or future husband.

November 14, 1878, Circuit Court: William J. Kirby, John W. Summers and wife, Laura A. [Kirby] Summers vs Theodore O. Kirby, James R. Kirby and Ada P. Kirby. Laura A. [Kirby] Summers had been qualified in Robertson Co., Texas as the guardian of James R. Kirby. She was to receive a fund in the hands of the court from the sale of land.

November 30, 1878, County Court: J. [John] E. Rucker, guardian for James R. Kirby, minor child of James H. Kirby (deceased), made a settlement with the court.

642. Kirby, F. (colored) Died March 1860, unknown.

Rutherford Co., TN US Census Mortality Schedules: F. Kirby (male – colored), 28, slave, died March 1860 of pneumonia.

643. Kirk, Hugh P. Died before June 5, 1865, intestate. [Cont'd from Vol. III].

Note: Hugh P. Kirk was the unmarried son of Maj. Hugh and Jane (Jetton) Kirk]. Alfred P. Lowe, Administrator

October 21, 1875, Chancery Court: Alfred P. Lowe & wife & others vs Hugh Kirk & others. W. H. Queener, purchaser of a 100-acre tract on December 11, 1871, had paid all the purchase money which after payment of attorney fees and costs was paid over to the distributees entitled to same. Title was divested from A. P. Lowe and wife, Mary Ann [Kirk]; Hugh Baird; William Baird; Melissa [Kirk] Snell; Burgess Templeton and wife, Elizabeth [Kirk]; Alexander Kirk; Mary Jane Kirk; Fanny Kirk; Elisha Kirk; Ephraim Kirk; Benjamin Kirk; John Kirk and Frank Kirk and vested in W. H. Queener.

May 19, 1876, County Court: A. [Alfred] P. Lowe, administrator of Hugh Kirk (deceased), made a settlement with the court.

644. Kirk, Jane [Jetton] Died December 25, 1859, intestate [Cont'd from Vols. II & III].

Note: Widow of Major Hugh Kirk [died 1850 - see Vols. II & III]

June 5, 1876, County Court: A. [Alfred] P. Lowe, administrator de bonis non of Jane Kirk (deceased), made an estate settlement with the court. There was a balance due the estate of \$15,666.65.

645. Kirk, John J. Died in 1862, intestate. [Cont'd from Vols. II & III].

Note: John J. Kirk was the son of Maj. Hugh and Jane [Jetton] Kirk. Widow: Nancy M. [Parker] Kirk [she married 2nd John W. Quarles on 21 Dec 1882].

October 16, 1876, Chancery Court: James F. Fletcher, administrator of John J. Kirk (deceased) vs Nancy J. [Parker] Kirk. On January 2, 1869, the Clerk & Master auctioned lot #5 of cedar land to James F. Fletcher for \$204. He gave two notes for the purchase price. The notes had not been paid and a judgment had been taken on November 4, 1871 for \$229.50 plus costs. The execution on July 15, 1876, was delayed until a decree of sale could be issued. The court ordered the lot sold and proceeds to be applied towards the judgment.

April 19, 1877, Chancery Court: Lot #5 was resold for \$15.

May 18, 1878, Chancery Court: James F. Fletcher, administrator vs Nancy J. [Parker] Kirk and others. The person who had purchased the remainder interest in the dower in October 1866, paid his remaining note for \$60 plus interest. He transferred his title to Anthony Baird (colored).

646. Kirk, Louisa Died September 1859, unknown.

Rutherford Co., TN US Census Mortality Schedules: Louisa Kirk, 26, born in Maryland, died September 1859 of consumption.

647. Knox, Benjamin Died June 2, 1872, testate.

Will dated August 5, 1870. Will probated September 2, 1872. First: The executor was to pay all just debts and funeral expenses. Second: The testator willed and bequeathed to his wife, Margaret [McKnight] Knox, during her natural life all of his lands and farming tools and all of the stock except for those needed to pay debts. Third: The testator willed and directed that upon the death of Margaret [McKnight] Knox, all of his estate, real and personal, would be sold at auction. Ursula Vaught, granddaughter, was to have first choice of bed, bedstead and furniture. The balance of the household furniture was to be equally divided between his daughter, Eleanor A. [Knox] Dillon and his granddaughter, Isabella J. Knox. Fourth: The executor was to sell all the real estate after his wife died. Fifth: After burial expenses and just debts were paid, the executor was to pay to son, B. [Benjamin] F. Knox; daughter, Eleanor A. [Knox] Dillon and granddaughter, Ursula A. Vaught \$400 each to make them equal with the other children who had previously received money from the testator. The balance of the estate was to be divided amongst all his heirs to wit: Joseph Knox's heirs; James C. Knox's heirs; Eleanor A. [Knox] Dillon; B. F. Knox's heirs and Ursula Vaught. Sixth: The testator directed that his son, J. [James] C. Knox's share of the estate, was to go to his children for their use and benefit and appointed his son as guardian. Lastly: The testator appointed his son, B. [Benjamin] F. Knox, and John Dillon as executors of the will.

September 2, 1872, County Court: The will of Benjamin Knox was presented for probate, was proven and recorded.

January 9, 1873, County Court: John Dillon and B. F. Knox, executors of the deceased's estate, submitted lists of items sold at the two auctions.

February 2, 1874, County Court: J. [James] C. Knox was appointed guardian for Isabella J. Knox, Delia A. Knox, James F. Knox and Joseph P. Knox, his own children and heirs at law of Benjamin Knox (deceased).

November 2, 1874, March 3, 1875, February 9, 1876, February 8, 1877, March 4, 1878, February 24, 1880, April 8, 1881, County Court: Thomas B. Vaught was appointed guardian for Ursula Vaught, his own daughter, and a minor heir at law of Benjamin Knox (deceased).

March 9, 1876, County Court: B. F. Knox and John Dillon, executors of the estate, made an estate settlement with the court. There was a balance due the estate of \$5807.32.

Rutherford Co., TN Marriage records: Benjamin Knox married Margaret McKnight on August 1, 1816. John Dillon married Eleanor A. Knox on April 22, 1845. William Vaught married Mary Knox on September 23, 1835. Thomas B. Vaught married Mary Knox on September 21, 1867.

1850 Rutherford Co., TN Census, Trimbls Dist.: Benjamin Knox, 59 NC; Margaret Knox, 63 NC; James Knox, 27; Mary L. Knox, 23; Benjamin F. Knox, 21; Mary Vaught, 40.

1860 Rutherford Co., TN Census, Trimbls Dist.: B. Knox, 69 NC; Margaret Knox, 73 NC; Mary Knox, 30.

Cook Cemetery, near Milton: Benjamin Knox, 28 Oct 1789 - 2 June 1872, & wife, Margaret [McKnight, daughter of James & Eleanor McKnight], 7 Dec 1784 - 21 June 1872.

648. Knox, James (colored) Died September 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: James Knox (colored), 28, slave, born in VA, died September 1849 of typhoid fever.

649. Knox, William Died November 18, 1872, intestate.

December 2, 1872, County Court: The court noted the death of William Knox and appointed Monroe Prater and Jasper Knox as administrators of the estate.

December 10, 1873, County Court: Monroe Prater and Jasper Knox, administrators of William Knox (deceased) et al vs Betsy Gill et al. Defendants, J. [James] C. Knox, George M. Prater, Newton Jasper Prater and Eliza Caroline Prater had a guardian ad litem appointed for them as they were minors without guardian. Betsy Gill was a non-resident of Tennessee and the bill had been published in a Murfreesboro newspaper for four weeks. William Knox died on November 18, 1872 and left the following as his heirs to wit: Mahala [Knox] Mason; Betsey [Knox] Gill; and John Knox were children that survived him. Jasper Knox, R. [Robert] N. Knox, J. C. Knox, Elizabeth Knox who married Charles Wooten, were the children of Franklin Knox (deceased), a son of William Knox (deceased). William Philip Prater, George M. Prater, Newton Jasper Prater, Eliza Caroline Prater and Elizabeth Prater who married Aaron Todd, were the only children of Caroline [Knox] Prater (deceased), daughter of William Knox (deceased) and wife of Monroe Prater. The intestate owned a tract of 170 acres at his death. Jasper Knox and Monroe Prater were appointed special commissioners to auction the land and were required to post a bond for \$10,000.

September 8, 1874, County Court: The commissioner again failed to sell the land at the specified price per acre and asked for a renewal of the order so that he might try again in October.

November 2, 1874, County Court: Monroe Prater and Jasper Knox, administrators, and others vs Betsy [Knox] Gill and others. The special commissioner appointed to sell the real estate reported he offered the land on October 17, 1874 and it sold for \$16.75 an acre, aggregate total of \$2847.50.

December 7, 1874, County Court: W. P. [William Phillip] Prater was appointed guardian for Eliza C. Prater and Newton J. Prater, minor children of Monroe Prater and heirs at law of William Knox (deceased).

July 7, 1875, County Court: The administrator of William Knox (deceased) made a partial estate settlement with the court. The administrator presented the court with a sale list of the personal property.

February 8, 1877, County Court: The administrator of William Knox (deceased) made a final estate settlement with the court. There was a balance of \$3131.51 due the estate.

Rutherford Co., TN Marriage records: Monroe Prater married Caroline Knox on August 27, 1847. Aaron Todd married Elizabeth Knox on October 25, 1866. Charles B. Wooten married Mary E. [Elizabeth] Knox on September 26, 1867.

1870 Rutherford Co., TN Census: William Knox, 80 SC; Eliza Knox, 48; Robert Knox, 23; Carroll Knox, 18; Mary Norton, 16 Black servant.

Knox Cemetery, 2 miles east of Gum: Samuel Knox, 1753 - 6 July 1843, & wife, Catherine Knox, 1759 - _____. William Knox, 5 Nov 1781 - 1872 (son of Samuel Knox) & wife, Eleanor Knox, 1780 - _____. John Knox, 1814 - _____, (son of William Knox), & wife, Sarah Howland Knox, 1819 - 1850. Samuel Knox, 1811 - 1866, son of William Knox, "hung by carpetbaggers after Civil War." Caroline Knox Prater, 20 Mar 1826 - 23 Nov 1864, daughter of William Knox, wife of M. Prater.

650. Lackey, Alexander R. Died before June 1, 1857, intestate. [Cont'd from Vols. II & III].

Note: Son of Alexander Lackey, Sen. who died 1853 - see Vol. II. Widow: Mary Ann [Ricks - Robinson] Lackey. Brother and Administrator: William K. Lackey, and brother of Dr. James Anderson Lackey. Only children: Amanda Lackey and Samuel Lackey

April 2, 1868, Chancery Court Enrolled Cases #3, pg. 5: William Ellington, E. [Elizabeth] A. Lackey and W. K. Lackey, Jr., a minor

by next friend, William Ellington; Richard Henning and wife, Lucy A. [Felts - Lackey] Henning of Lauderdale Co. vs W. [William] D. Killough; J. M. Baird; James F. Fletcher; and James P. Baird of Rutherford Co.; Mary A. [Ricks - Robinson] Lackey of Madison Co.; Amanda V. Lackey of Ripley, Lauderdale Co. A. R. Lackey, husband of Mary A. [Ricks - Robinson] Lackey and father of Amanda V. Lackey, died in 1857. He and William K. Lackey had been in the brick business. William K. Lackey, who was administrator of intestate's estate, had died in 1858. James Killough had been appointed his administrator and administrator de bonis non of A. R. Lackey (deceased). William Ellington had married Margaret A. Lackey and she had died after her father and he had been appointed her administrator. Lucy A. [Felts] Lackey, widow of W. [William] K. Lackey (deceased), had married Richard Henning. E. [Elizabeth] A. Lackey and W. [William] K. Lackey, Jr. were the only living children of W. K. Lackey (deceased). James Killough had died and in July 1865 and W. [William] D. Killough had been appointed his administrator. James Killough had never returned any inventory of the estate of A. R. Lackey (deceased). W. K. Lackey before his death had made a partial showing in late 1857 with an inventory and the amount of sale of the estate of A. R. Lackey (deceased) that included about \$10,000 in partnership notes and a large amount of the individual estate of the deceased. James Killough without making an inventory of the estate had declared the estate insolvent in 1858. The estate had owed \$1432.84 of which \$814.33 was owed to the W. K. Lackey estate. A. R. Lackey (deceased) had owned a house and lot in Murfreesboro that the widow had received as dower. He had also been a joint owner with W. K. Lackey (deceased) of a lot known as the brickyard lot. A. R. Lackey (deceased), W. K. Lackey (deceased) and James Lackey had been joint owners of 106 acres in Rutherford Co. As a result of James Killough (deceased) declaring the estate of A. R. Lackey (deceased) insolvent, the Chancery Court had issued a decree to sell the land for distribution among the joint owners, the brick yard lot and the remainder interest in the widow's dower. These had been duly auctioned. The petitioners prayed for a decree for the Clerk to make an accounting of the estate and for the previous Clerk & Master to distribute the funds on hand among the heirs.

November 1, 1876, Chancery Court: James F. Fletcher for the use of William Ellington, administrator of Margaret A. [Lackey] Ellington (deceased), Robert Irvin and wife, Elizabeth A. [Lackey] Irvin and James A. Lackey, guardian of William K. Lackey vs Mary A. Pryor, widow and administratrix of W. W. Pryor (deceased), a resident of Texas and against Amanda V. Lackey, Lauderdale Co. On April 29, 1859, there was a cause brought by James Killough, administrator of the estates of Alexander Lackey and William Lackey and James Lackey against Mary A. Lackey and others to sell a lot of ground that had been allotted to the widow of A. R. Lackey (deceased). The lot was sold on July 2, 1860 to W. W. Pryor for \$240. He gave his note with R. F. James as surety. W. W. Pryor and R. F. James were killed in the war and the note of \$240 principal was unpaid. Amanda V. Lackey was the only heir at law of A. R. Lackey (deceased) and Margaret A. [Lackey] Ellington (deceased), intestate of William Ellington, Elizabeth A. [Lackey] Irvin and William K. Lackey were the only heirs at law of William K. Lackey (deceased). The lot had been sold on September 5, 1868, by the Clerk & Master under a court decree to settle a suit brought by Mary A. Pryor, administratrix of her husband's estate. The lot brought \$485 and the money went to the estate of W. W. Pryor (deceased). The original note of W. W. Pryor for \$240 remained unpaid. The complainants wanted to hold the new purchaser liable but the court said no. The court later confirmed that W. W. Pryor (deceased) had paid nothing on his note and voided the sale.

June 12, 1876, Chancery Court Enrolled Cases #7, pg. 115: James F. Fletcher et al. vs Mary A. Pryor, widow and administratrix of W. W. Pryor (deceased), Texas; and I. B. Collier; Amanda V. Lackey, Lauderdale Co. On April 29, 1859, the court had decreed that the Clerk & Master was to sell the remainder interest in a lot of ground in Murfreesboro that had been allotted as dower for the widow of A. R. Lackey (deceased). W. W. Pryor purchased the one-half acre lot for \$240 and gave a note payable in four months. A lien had been retained on the lot. W. W. Pryor and his security, R. F. James, had been killed during the war. The note, principal and interest, remained unpaid. The estate of A. R. Lackey (deceased) was heavily indebted to the estate of William K. Lackey (deceased) so the note was for the benefit of the latter. On September 5, 1868, the lot had been auctioned by the Clerk & Master and sold for \$485 to I. B. Collier who had given two notes. He had paid no part of his notes except the \$50 on the day of sale even though he had taken immediate occupancy. I. B. Collier claimed that he had received no title to the lot and was going to court to have the sale declared void and his notes returned. Plaintiffs prayed that the court would decree a title to I. B. Collier and declare a judgment against him for the principal and interest of his notes.

Rutherford Co., TN Marriage records: Robert S. Irvin married E. A. Lackey on December 2, 1868. William Ellington married Maggie A. Lackey on January 31, 1861. A. R. Lackey married Mary Ann Robinson on September 28, 1848.

Tennessee State Married, 1780-2002: Richard Henning married Lucy A. Lackey on January 17, 1861 in Lauderdale Co.

651. Lackey, William K. Died before October 6, 1858, intestate. [Cont'd from Vols. II & III].

Note: He was the son of Alexander Lackey, Sen., who died 1853 - see Vol. II, and brother of Alexander R. Lackey - see above, and Dr. James Anderson Lackey. Widow: Lucy A. [Felts] Lackey married next, Richard Henning on January 17, 1861 in Lauderdale Co., TN. Children: Margaret A. Lackey, wife of William E. Ellington; Elizabeth A. Lackey, wife of Robert S. Irvin; William K. Lackey, Jr.

December 15, 1877, Chancery Court: William Ellington had purchased a remainder interest in a house and one-half acre lot on the southeast corner of Burton and Academy streets.

October term, 1878, Chancery Court: William Ellington, William Lackey and Lizzie [Lackey] Irvin, wife of Robert Irvin, were the only heirs of the deceased. James A. Lackey was the guardian of William Lackey, a minor. There was a balance of \$440.99 available for distribution among the three heirs.

652. Lamb, A. J. Died before February 6, 1871, intestate.

Note: Abner J. [Jonathan] Lamb, son of David Lamb, Jr. who died February 12, 1861 (see Vols. II & III). John Landrum had been guardian to the minor children of David Lamb, Jr. Carroll H. Lamb was a brother to Abner J. [Jonathan] Lamb.

February 6, 1871, County Court: The court noted the death of A. J. Lamb and John Landrum was appointed administrator.

May 6, 1872, County Court: John Landrum, administrator of the deceased's estate, submitted an inventory of the personal property belonging to the estate.

December 2, 1872, County Court: The court noted the death of A. J. Lamb and appointed C. [Carroll] H. Lamb as administrator.

December 2, 1872, County Court: C. [Charles] W. Holden was appointed guardian for John L. Lamb and Sophia J. Lamb, minor children of A. J. Lamb (deceased). He provided a \$2000 bond.

December 17, 1872, County Court: J. [Jonas] J. Winsett, administrator of John Landrum (deceased), who was in his lifetime administrator of A. J. Lamb (deceased), made a settlement with the court.

December 8, 1874, April 6, 1875, June 4, 1877, Mary 14, 1879, June 10, 1880, County Court: C. [Charles] W. Holden, guardian for John L. Lamb and Sophia Lamb, minor heirs of A. J. Lamb (deceased) and minor heirs at law of David Lamb (deceased), made a settlement with the court.

April 6, 1876, County Court: C. [Carroll] H. Lamb, administrator de bonis non of the estate of A. J. Lamb (deceased), made an estate settlement with the court.

1850 Rutherford Co., TN Census, Versailles Dist.: David Lamb, 37; Jane Lamb, 37; William Lamb, 18; Carroll H. Lamb, 15; Tabitha Lamb, 13; Abner J. Lamb, 11; Lafayette Lamb, 7; George Lamb, 4.

1870 Rutherford Co., TN Census: Jonathan Lamb, 27 Farmer; Sophia Lamb, 29; Sophronia Lamb, 5; John Lamb, 4; George Lamb, 23

Rutherford Co., TN Marriage records: A. J. Lamb married Sophia W. Lane on September 11, 1864 in Rutherford County.

653. Lamb, Almary [Westbrooks] Died before June 6, 1870, intestate.

Note: Also known as Alimra [Westbrooks] Lamb. She was the second wife of David Lamb, Jr., who died 1861 (see Vols. II & III and below).

June 6, 1870, County Court: The court noted the death of Almary Lamb and appointed J. [John] H. W. Westbrooks as executor.

July 2, 1870, County Court: J. H. W. Westbrooks, administrator of Almary [Westbrooks] Lamb (deceased), submitted a list of personal items sold at auction.

July 1, 1871, Circuit Court Enrolling Docket #5, pg. 557: July 1, 1871, Circuit Court Enrolling Docket #5, pg. 557: John H. Westbrooks, administrator of Almary [Westbrooks] Lamb (deceased) vs C. L. Elliott, M. C. Parsely, and J. L. Patterson, principal, and John M. Holden, stayor. The plaintiff sought to condemn the interest of John M. Holden in a tract of land so it could be sold to pay a judgment of \$92.72 in favor of the plaintiff

December 9, 1872, County Court: J. H. W. Westbrooks, administrator of the deceased's estate, made a final estate settlement.

Rutherford Co., TN Marriage records: David Lamb married Almary Westbrooks on June 9, 1853.

Mt. Pleasant Church Cemetery, Mt. Pleasant Rd.: David Lamb, 14 Feb 1812 - 12 Feb 1861; & wife, Jinsey Lamb (no dates). Next to this grave is: Almary Lamb, 4 July 1833 - [date chipped off].

654. Lamb, David, Jr. Died February 12, 1861, intestate. [Cont'd from Vols. II & III].

April 6, 1875, County Court: C. [Charles] W. Holden renewed his bonds as guardian for M. [Meredith] P. G. Lamb, John B. Lamb and Chesley W. Lamb, minor children of David Lamb (deceased). C. [Charles] W. Holden renewed his bond as guardian for Jane Hutcheson, a minor child of John Hutcheson (deceased) and heir at law of David Lamb (deceased).

June 4, 1877, County Court: C. [Charles] W. Holden, guardian for Jane Hutcheson, minor heir of David Lamb (deceased), made a settlement with the court. C. [Charles] W. Holden, guardian for M. P. G. Lamb, John B. Lamb and Chesley W. Lamb, minor children of David Lamb (deceased), made a settlement with the court. C. [Charles] W. Holden, guardian for John L. Lamb and Sophia Lamb, minor heirs of A. J. Lamb (deceased) and heirs at law of David Lamb (deceased), made a settlement with the court.

December term, 1877, January 12, 1878, County Court: M. [Meredith] P. G. Lamb and Jane Hutchinson vs J. [John] B. Lamb, C. [Chesley] W. Lamb, minors under guardianship of C. [Charles] W. Holden. The widow (Almary [Westbrooks] Lamb - see above) never had her dower assigned before she died. There were eight children to wit: Carroll Lamb, A. J. [Abner Jonathan] Lamb, Lafayette Lamb and G. [George] W. Lamb, all of whom had their shares of their father's land set apart to them. The other four children were M. [Meredith] P. G. Lamb, J. [John] B. Lamb, C. [Chesley] W. Lamb and a daughter, Tabitha Lamb (deceased) who had married John Hutchinson, also dead, and left Jane Hutchinson as their only child and heir. A tract of 110 acres had been set aside for the last four children and each owned one-fourth. The land was not susceptible to partition and a decree made to sell the land. The land was offered at auction on January 3, 1878, for minimum bid of \$1200 but no one offered.

August 6, 1878, County Court: M. P. G. Lamb et al vs J. B. Lamb et al. The petitioner requested that his part of the tract be set aside for him. The court wanted to know if it were possible to partition the land. The clerk determined that it was possible to set aside his one-fourth share without injury to the remainder especially if his part was taken from the woodlands. Commissioners were appointed to make the partition.

September 2, 1878, County Court: M. P. G. Lamb et al vs J. B. Lamb et al. Commissioners reported they set aside 22 acres from the west end of the tract for M. P. G. Lamb.

February 6, 1879, County Court: M. P. G. Lamb et al vs J. B. Lamb et al. The court had charged the petitioner the cost of the cause in September 1878 but decided that the cost should have been born by all the petitioners and defendants equally. The costs were charged to M. P. G. Lamb, Jane Hutchison and defendants, J. B. Lamb and C. W. Lamb.

May 14, 1879, County Court: C. [Charles] W. Holden, guardian for John Lamb and Sophia Lamb, minor heirs of A. J. Lamb (deceased) and heirs at law of David Lamb (deceased), made a settlement with the court.

June 4, 1879, January 10, 1880, June 10, 1880, County Court: C. [Charles] W. Holden, guardian for Jane Hutchinson, a minor heir at law of David Lamb (deceased), made a settlement with the court. C. [Charles] W. Holden, guardian for John B. Lamb and Chesley W. Lamb, minor children of David Lamb (deceased), made a settlement with the court.

February 12, 1881, County Court: C. [Charles] W. Holden, guardian for John B. Lamb, minor heir of David Lamb (deceased), made a final settlement with the court.

October 8, 1881, County Court: C. [Charles] W. Holden, guardian for Chesley W. Lamb, minor heir of David Lamb (deceased), made a settlement with the court. C. [Charles] W. Holden, guardian for John Lamb and Sophia Lamb, minor children of A. J. Lamb (deceased) and heirs at law of David Lamb (deceased), made a settlement with the court.

655. Lamb, Thomas Died in December 1862, testate in Bedford County. [Cont'd from Vol. III].

Note: Widow, Parry [Putnam] Lamb. The estate owned 387 acres of land in Rutherford Co.

March 3, 1875, County Court: W. [William] M. Lamb, agent for Thomas Lamb, guardian for Mary Lamb, David Lamb, Newton Lamb and Jasper Lamb, his own children and minor heirs at law of Thomas Lamb (deceased), made a final settlement.

656. Landrum, John, Rev. Died September 1, 1872, intestate.

January 15, 1873, County Court: Jonas J. Winsett, administrator of John Landrum (deceased) who was in his lifetime guardian for Sarah R. W. Vaughan, a minor child of A. [Amberous] W. Vaughan (deceased), made a settlement with the court.

December 1, 1873, County Court: G. C. Haynes was appointed guardian for S. R. W. Haynes, his wife, formerly S. R. W. Vaughan, a minor heir of Walker Vaughan (deceased) and heir at law of John Landrum (deceased).

December 8, 1874, County Court: J. [Jonas] J. Winsett, administrator of J. Landrum (deceased) who was in his lifetime guardian for A. Patterson, a minor heir of K. [King] W. Patterson (deceased), made a settlement in court.

Rutherford Co., TN Marriage records: John Landrum married Peany Winsett on November 7, 1854. Jonas J. Winsett married Mary A. C. Landrum on May 20, 1846. G. C. Haynes married S. [Sarah] R. W. Vaughan on September 21, 1870.

Tennessee Marriages 1780-2002: John Landrum married Delphia Hall on December 17, 1822.

1850 Rutherford Co., TN Census, Versailles Dist.: John Landrum, 47 VA, Baptist Clergyan; Delpha Landrum, 32 VA (and others with the name Hall and Jackson). Next family: Jns. J. Winsett, 27; Mary A. Winsett, 26; Jns. P. Winsett, 3.

1860 Bedford Co., TN Census, Western Division Dist. 9: John Landrum, 58 Farmer SC; P. Landrum (f), 42; N. C. Winsett (f), 30; John S. Landrum, 5 months.

Mt. Pleasant Church Cemetery, Mt. Pleasant Rd.: Rev. John Landrum, son of Reuben & Mary Landrum, 1800 - 1 Sep, 1872, & wife, Peaney Landrum, 26 Oct 1817 - 6 Mar 1883. Delphe Landrum, died 10 Sep 1854.

657. Landsburger, Moses Died between September 2, 1871 and November 8, 1871, testate.

Will dated September 2, 1871. Will probated November 8, 1871. The testator gave his brother, Asher Landsburger, his undivided interest, the same being one half of the two rooms above room in which he is now doing business on the south side of the Public Square. The testator gave his brother, Sampson Landsburger, his undivided interest, the same being one half of a lot in the northeast part of Murfreesboro. The testator gave his sister, Easter [Landsburger] Rosenfeld, wife of David Rosenfeld, living in Crailsheim Kingdom of Wurtenburg, the sum of \$500. The testator gave his sister, Jeanette [Landsburger] Schoenmann, living in Michelbach Ober. Amt Gevabronn Kingdom of Wurtenburg, the sum of \$500. The testator gave his brother, Samuel Landsburger, the balance of his estate both real and personal. The testator appointed his brother, Samuel Landsburger, as executor of his last will and testament.

November 8, 1871, County Court: The court received the will of the testator for probate and it was proven and recorded.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 2: W. Landsburger, 89 Wurtenburg, Retired Merchant; Moses Landsburger, 58 Bavaria, Retired Merchant \$4000 real estate.

658. Lane, John Rutherford Died April 11, 1873, intestate.

November 5, 1873, County Court: The court noted the death of John R. Lane and appointed James T. Lane as administrator. November 27, 1873, County Court: James T. Lane, administrator of the estate, submitted an inventory of the deceased's estate. June 3, 1875, Chancery Court: James T. Lane, administrator of John R. Lane and others vs John L. Lamb and Sophronia Lamb. The deceased had owned two tracts of land totaling 300 acres by title in fee and a 140 acre tract encumbered by a large amount of purchase money. Witnesses to the court didn't think the 140acre tract would sell for enough to pay the remainder of the purchase money. Therefore, it would be necessary to sell other lands to pay the balance and other debts of the estate. The balance of the land unsold was not susceptible to division among the many heirs and would not have an outlet to the road after sale of the 140 acre tract so it too was to be sold. After payment of debts, the remainder was to be divided among the heirs. John R. Lane died on or about March 11, 1873 leaving a widow, Martha J. Lane, who had since died intestate. The intestate left surviving him James T. Lane; Matilda [Lane] Woods, wife of Obadiah Woods; Peyton Lane; George M. Lane; Sophronia Lane; John B. Lane; and W. [William] H. Lane as his only children and Sophronia Lamb and John L. Lamb as his only grandchildren. The children were entitled to one share and the grandchildren in right of their deceased mother, a daughter of the intestate, were entitled to one share. The deceased had owned two tracts of land, one contained 260 acres and the other 40 acres. The deceased had purchased in 1872 a tract of 140 acres for \$5200 and gave four notes each for \$1100 due at yearly intervals with the first due on December 25, 1872. The last two notes had not been paid. The court decreed that Kinion Carlton would have his judgment against the administration of the deceased's estate for \$1044.16 and S. B. Gordon would have his judgment for \$671.56. These were in addition to the two notes held by Thomas P. Cooper for \$1100 each. The court also ruled that the land could not be fairly partitioned among the heirs and since the 140 acre tract contributed to the overall value of the other two tracts, all the land should be sold and the money partitioned.

March 8, 1876, Chancery Court: George M. Lane, et al. all of Rutherford Co. vs Thomas P. Cooper; S. B. Gordon; Kinion Carlton; Sophronia Lamb and John L. Lamb, minors under guardianship of C. [Charles] W. Holden and against James T. Lane, all of Rutherford Co. except S. B. Gordon who lived in Bedford Co. John R. Lane died April 11, 1873. He left a widow, Martha Lane, who survived him eleven months before she died intestate. The complainants except Obediah Woods, husband of Matilda [Lane] Woods, and defendant, James T. Lane, were his only surviving children. Sophronia Lamb and John L. Lamb were the children

and heirs at law of Sophia, a deceased daughter of the intestate. There were a total of eight distributees for the intestate's estate. The complainants charged that on December 11, 1872, John R. Lane (deceased) had been very feeble and of unsound mind. Despite this, Thomas P. Cooper persuaded the intestate to purchase a tract of land containing 140 acres for \$5200, nearly \$38 per acre. The complainants charged the land was not worth more than \$30 per acre and the sale was null and void.

April 16, 1877, Chancery Court: George M. Lane, et al. vs Thomas P. Cooper, et al. The court noted that Thomas P. Cooper had died and Caleb Cooper and Kinion Carlton were his administrators. He left a widow, Lucretia Cooper, and three children to wit: Robert L. Cooper; John H. Cooper and George F. Cooper, a minor.

December 20, 1878, Chancery Court: George M. Lane, et al. vs Thomas P. Cooper, et al. The court allowed the answer of Thomas P. Cooper to be filed as a crossbill vs James T. Lane, administrator, et al. heirs at law of John R. Lane (deceased).

March 21, 1879, Chancery Court Enrolled Cases #10, pg. 117: Kinion Carlton and C. [Caleb] L. Cooper as administrators of Thomas P. Cooper (deceased) and Kinion Carlton in his own right vs George M. Lane, et al. The complainants were creditors of the estate of the deceased that was insolvent. The defendants believing that all of their father's land would have to be sold for payment of debts were hurriedly cutting timber on the land and hauling it off for sale. The complainants alleged that without the timber the land was virtually worthless and prayed for an injunction to prevent the defendants from cutting any more timber.

April 1880, Chancery Court: J. [James] T. Lane, administrator; J. T. Lamb; G. [George] M. Lane vs Thomas P. Cooper and others. In accordance with a decree of the court, two tracts of land totaling 300 acres were sold for \$3092.89. Kinion Carlton and C. [Caleb] L. Cooper, administrators of the estate of Thomas P. Cooper (deceased) purchased the land and the amount paid was equal to the amount the estate of John R. Lane (deceased) owed the estate of Thomas P. Cooper (deceased).

Rutherford Co., TN Marriage records: Caroline M. [Matilda] Lane married Obadiah Wood on April 8, 1854. A. J. Lamb married Sophia W. Lane on September 11, 1864.

1850 Rutherford Co., TN Census, Middleton Dist.: John R. Lane, 57 VA; Martha J. Lane, 38 NC; Matilda Lane, 18; Sophia Lane, 13; Peyton L. Lane, 11; George M. Lane, 10; Sophronia P. Lane, 7; Thomas Lane, 5

1870 Rutherford Co., TN Census, Dist. 14 (Middleton): Rutherford Lane, 65 VA; Martha Lane, 58 NC; Sophronia Lane, 25; Thomas Lane, 23; John Lane, 18; William Lane, 16.

659. Lane, Mrs. Martha J. Died about March 1874, intestate.

Note: Widow of John Rutherford Lane – see above.

660. Lannom, John N. Died July 7, 1873, intestate.

Note: Son of William T. Lannom who died ca 1848 (see Vol. II & III). Widow, Mary B. [Lannom] Lannom was the daughter of Joseph and Delila Lannom. Joseph Lannom died ca 1823 (see Vols. I & II). Based on the 1850 census the children of the first wife were: Robert G. Lannom, Nancy M. Lannom, Ruth F. [Fannie] Lannom, and Mary S. Lannom. Based on the 1850 and subsequent census the children of the second wife were: Joseph W. Lannom, Elizabeth B. "Bettie" Lannom, Delilah E. Lannom, John T. Lannom, Simpson B. Lannom.

September 1, 1873, County Court: The court noted the death of John N. Lannom and appointed J. [John] T. Lannom as his executor.

September 2, 1873, County Court: Commissioners were appointed to set apart to Mrs. Mary [Lannom] Lannom, widow of the deceased, provisions sufficient to provide support for one year.

October 6, 1873, County Court: J. [John] T. Lannom, administrator, submitted an inventory and a sale list of the property.

February 3, 1874, County Court and Enrolled Cases #3, pg 333: Mary B. [Lannom] Lannom, widow of John Lannom (deceased), petitioned the court for her dower. The heirs of the estate were listed to wit: Joseph W. Lannom; John T. Lannom, administrator; Delilah Lannom; George R. Welch and wife, Fannie, formerly [Ruth] Fannie Lannom; Robert Smith and wife, Betty, formerly Betty [Elizabeth B.] Lannom; Mary Lannom, non compas mentis; and Simpson B. Lannom, a minor. The court granted the widow's petition for dower and commissioners were appointed to set it apart.

August 4, 1874, County Court: Mary B. [Lannom] Lannom, widow of John Lannom (deceased), had petitioned the court for her dower. The commissioners reported they had first assigned a homestead valued at \$1000 and then one-third of the remainder for dower, a total of 74 acres.

March 6, 1876, County Court: J. W. Lannom was appointed guardian for Mary S. Lannom, minor heir of J. [John] N. Lannom (deceased).

March 9, 1876, County Court: J. [John] T. Lannom, administrator of John N. Lannom (deceased), made an estate settlement with the court. Expenditures included \$50 paid to Mary B. Lannom for provisions for one year.

June 4, 1877, April 9, 1879, August 2, 1880, December 7, 1881, County Court: J. W. Lannom, guardian for Mary L. Lannom, minor heir of J. N. Lannom (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: John N. Lannom married Mary B. Lannom on December 15, 1846. G. R. Welch married Fanny Lannom on November 5, 1868. Robert A. Smith married Bettie B. Lannom on August 31, 1871.

1850 Rutherford Co., TN Census, Sanders Dist.: John N. Lannom, 36; Mary B. Lannom, 34; Joseph W. Lannom, 2; Robert G. Lannom, 12; Nancy M. Lannom, 9; Rutha F. Lannom, 8; Mary S. Lannom, 6; Elizabeth B. Lannom, 1

9 Aug 1870 Rutherford Co., TN Census: J. N. Lannom, 57; Mary Lannom, 53; Bettie Lannom, 21; Mary Lannom Jr., 26; Delilah Lannom, 19; John Lannom, 18; Simpson Lannom, 15; William G. Lannom, 45.

Lannom Cemetery, Maddox Rd.: John N. Lannom, 28 July 1813 - 7 July 1873; & 1st wife, Elizabeth Lannom, 3 May 1810 - 14 Mar 1845; & 2nd wife, Mary B. Lannom, 14 Jan 1816 - 15 June 1901.

661. Lannom, Nathan Died December 17, 1876, testate.

Will dated November 16, 1876. Will filed for probate January 1, 1877. The testator gave his daughter, Harriet [Lannom] Leath, \$150. He gave his daughter, Elizabeth [Lannom] Alsup, \$100, a dark red cow with calf and a cupboard. He gave his granddaughter, Sarah Jane Alsup, a bed, bedstead and a bureau. He gave his son, Rankin Lannom, \$200, a bed and bedstead. He gave his grandson by marriage, J. [Jacob] B. Rose, a grey mare. The testator gave his son-in-law, William Garratt, \$50. He gave his son, Thomas Lannom, \$50. The testator gave his son, Presley Lannom, \$150. After all the legacies were paid, the remainder of the estate was to go to Rankin Lannom and J. [Jacob] B. Rose equally in addition to the gifts previously given them. The testator appointed Rankin Lannom and J. [Jacob] B. Rose as the executors of his estate.

January 1, 1877, County Court: The will of Nathan Lannom (deceased) was presented for probate, was proven and recorded.
June 14, 1877, County Court: Thomas Lannom; Alfred T. Lannom; T. [Tilman] W. Lannom; Mrs Mary [Lannom] Arnold; Milton Lannom; Presley Lannom; Harriet [Lannom] Leath, wife of P. G. Leath; Adaline [Lannom] Garratt, wife of William Garratt, all of whom were children of the testate except P. G. Leath and William Garratt who were married to daughters of the deceased. The deceased had the following grandchildren to wit: W. R. Lannom (deceased) left the following children, Thomas M. Lannom; Nancy C. Lannom and husband; J. R. Lannom; Peter L. Lannom; Harriet A. [Lannom] Flowers, wife of W. M. Flowers; N. P. Lannom; W. A. Lannom; R. T. Lannom; Martha J. and husband; and Hatton Lannom. Sarah [Lannom] Harrison (deceased), wife of Benjamin Harrison and daughter of the deceased, left the following children to wit: John Harrison; Thomas M. Harrison; Joseph M. Harrison; Caledonia Harrison; Sarah Harrison and Emma Harrison. This petition was filed against Rankin R. Lannom, Coffee Co.; Elizabeth [Lannom] Alsup and J. [Jacob] B. Rose of Rutherford Co.. Rankin R. Lannom was a son of the testator and Elizabeth [Lannom] Alsup was a daughter of the testator. Nathan Lannom died December 17, 1876. Neither Rankin Lannom nor J. [Jacob] B. Rose qualified as executors nor did they renounce. The petitioners asserted that the will was not valid as the testator had not been mentally capable of making a disposition of his estate. The complainants prayed that the probate be set aside. **Note:** There had been a suit dated July 8, 1876, seeking to show that the testator was a lunatic. The testator had replied adamantly denying that he was incapable of handling his own affairs.

March 20, 1878, Circuit Court: A jury returned a verdict that the will was not in the deceased's handwriting and was therefore not the last will and testament of the deceased.

May 17, 1878, Chancery Court Enrolled Cases #9, pg. 54: A. H. Smith, administrator of Nathan Lannom (deceased); Alfred T. Lannom; Mrs. Mary [Lannom] Arnold, all of Rutherford Co.; Thomas Lannom; T. [Tilman] W. Lannom; Adaline [Lannom] Garrett and husband, William Garrett of Wilson Co.; Milton Lannom; Harriett [Lannom] Leath and husband, Ply Leath of Gibson Co.; Beasley Lannom of Illinois; the children of W. R. Lannom (deceased) to wit: Sarah Lannom, widow of W. R. Lannom (deceased) and children and heirs at law: M. Lannom; Harriett A. [Lannom] Flowers and husband, W. M. Flowers; N. P. Lannom; R. T. Lannom, all of Wilson Co.; Nancy C. [Lannom] Lannom and husband, I. R. Lannom; Peter L. Lannom; Martha J. [Lannom] and husband, W. A. Lannom and Hattie Lannom of Davidson Co.; W. A. Lannom of Texas; following grandchildren of the deceased being children and heirs of Sarah [Lannom] Harrison (deceased), daughter of testator, to wit: John Harrison, J. M. Harrison, Caledonia Harrison, Sarah Harrison and Ema Harrison, and also the husband of Sarah [Lannom] Harrison (deceased), Benjamin Harrison, all of state of Arkansas; Thomas M. Harrison of Gibson Co.; vs Rankin R. Lannom of Coffee Co.; Elizabeth [Lannom] Alsup and J. [Jacob] B. Rose of Texas; Rankin R. Lannom was a son of Nathan Lannom (deceased) and Elizabeth [Lannom]

Alsop was a daughter and against Joseph F. Martin. Ten years prior to his death, the deceased had owned a tract of 125 acres and another of 32 acres. On August 2, 1876, a deed had been registered that purportedly conveyed 125 acres to Joseph F. Martin for \$1500. Three notes had been given and when the first one had come due, three new notes for \$500 each had been substituted. The notes were in possession of J. [Jacob] B. Rose and Rankin R. Lannom by virtue of some pretended assignment of them by the deceased. Complainants averred that the assignment never had taken place and if it had, it was void for lack of consideration. They also stated that Nathan Lannom (deceased) had been utterly incompetent to make such an assignment due to mental incompetency; he was about ninety years of age. The complainants claimed the notes had been part of the deceased's estate and they should have been turned over to the administrator for collection. On November 8, 1876, a paper being a deed in form with the name of Nathan Lannom attached with his mark in the appropriate place, conveyed the smaller tract to Elizabeth J. [Lannom] Alsop, a daughter of the deceased but also mother-in-law of J. [Jacob] B. Rose. The consideration was allegedly \$150 that the complainants charged had never been paid. Elizabeth J. [Lannom] Alsop at that time had been utterly insolvent and she and her son-in-law were living in Texas. The complainants prayed for a decree requiring J. [Jacob] B. Rose and R. [Rankin] R. Lannom to deliver up the notes to the administrator.

January 9, 1879, County Court: An inventory of the estate was presented to the court.

March 27, 1879, Circuit Court: A. H. Smith, administrator of the estate of Nathan Lannom (deceased) vs J. [Joseph] F. Martin. A jury found in favor of the plaintiff and awarded him \$507.25 plus costs. The defendant appealed to the Supreme Court of TN.

June 9, 1881, County Court: A. H. Smith, administrator of the estate of Nathan Lannom (deceased) made a court settlement.

Rutherford Co., TN Marriage records: Peterson G. Leath married Selena H. [Harriet] Lannom on February 13, 1840. Lafayette Alsop married Elizabeth J. Lannom on November 5, 1845. William Garratt married Nancy A. [Adaline] Lannom on August 9, 1859. James G. Arnold married Mary S. Lannom on February 7, 1835. Benjamin Harrison married Sarah Lannom on November 7, 1839. Milton Lannom married Mary Griffen on April 19, 1838. Tilman W. Lannom married Harriet Clardy on December 27, 1842. Alfred T. Lannom married Melvina Mullins on February 3, 1853. Jacob B. Rose married Miss Harriet E. Alsop on September 18, 1870.

1850 Rutherford Co., TN Census, Fall Creek Dist.: Nathan Lannam, 61 NC; Elizabeth Lannam, 61 SC; Nancy A. Lannam, 19; Rankin Lannam, 25.

662. Lannom, R[obert] G. Died February 1860, unknown.

Note: Son of John N. Lannom - see above & 1st wife, Elizabeth.

Rutherford Co., TN US Census Mortality Schedules: R. G. Lannum (male), 21, died February 1860, of accidental drowning.

663. Lanton, Mary (colored) Died September 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: Mary Lanton (Mulatto), 35, married, died September 1849 of Whites disease.

664. Lark, Dennis Died August 1, 1851, testate. [Cont'd from Vols. II & III].

Note: Widow, Nancy [Vernon] Lark was the 2nd wife of Dennis Lark. Mary Vernon was her sister and named in Dennis Lark's will.

October 16, 1865, Chancery Court Enrolled Cases #3, pg. 325: Mary Vernon vs Edward J. Jordan, administrator de bonis non with the will annexed of Dennis Lark (deceased). Dennis Lark had died on August 1, 1851. The original executor had died and Edward J. Jordan had been appointed as administrator de bonis non. The widow, Nancy [Vernon] Lark, had died in April 1864, testate. Her nominated executor, Thomas Vernon [a brother], had declined to qualify due to physical problems and no one else had been appointed to administer the will. The complainant claimed that she was entitled to \$300 bequeathed by Dennis Lark (deceased) and that it had never been paid. She also insisted she was entitled to all the other bequests in Nancy [Vernon] Lark's will, she being the unqualified owner of all the property so bequeathed and that Edward J. Jordan had no right to possess himself of it or claim it as part of the estate of her husband. Edward J. Jordan was withholding the \$300 and considerable property that belonged to Nancy [Vernon] Lark (deceased). The petitioner asked the court to compel Edward J. Jordan to pay her the \$300 and to account for all the personal property bequeathed to her by Nancy Lark (deceased).

April 22, 1873, Chancery Court Enrolled Cases #3, pg. 485: Mary Vernon's claim against Edward J. Jordan had been submitted first to arbitration and then to an umpire who had ruled that she was entitled to \$1195.66 for the property that she had not received.

665. Lassater, William M. Died January 11, 1876, testate.

Will dated May, 1875. Will submitted for probate on February 7, 1876. First: The testator wanted his debts paid as quickly as possible by collecting what was due and selling surplus stock. If necessary, the executor was to sell the amount of land necessary off the southern portion of the land. Second: The testator wanted his wife, Nancy G. [Murphey] Lassater, to have the remainder of the farm along with the farming stock and utensils, household and kitchen furniture during her natural life or widowhood. Third: In the event his wife died or married, all the property was to be sold and divided equally among the children. Fourth: The testator wanted his wife to give their four youngest children enough property to make them equal with the three oldest children who had advancement made to them in the amount of \$130. If his wife were unable to do so during her lifetime, the younger children were to be made equal during the general division. Fifth: The testator nominated his wife, Nancy G. [Murphey] Lassater, as his executrix. **Note:** Nancy G. [Murphy] Lasater was the daughter of John G. and Sarah Murphy/Murphey.

February 7, 1876, County Court: The will of William M. Lassater was submitted for probate, was proven and recorded. Nancy G. [Murphey] Lassater qualified as executrix with a \$1000 bond.

November 8, 1881, County Court: Nancy G. [Murphey] Lassater, executrix of the estate, made a final court settlement.

Rutherford Co., TN Marriage records: William M. Lasiter married Nancy G. Murphey on February 17, 1845.

1850 U. S. Census, Wilson Co., TN, Dist. 17: William Lasitor, 28; Nancy Lasitor, 26; Lovina Lasitor, 4; Harriet Lasitor, 2; Jacob Lasitor, 4 months.

1860 U. S. Census, Wilson Co., TN, Dist. 17: W. M. Lasiter, 37; Nancy Lasiter, 35; Lavinia Lasiter, 13; Harriet Lasiter, 11; Jacob Lasiter, 9; Allen Lasiter, 5; Brunette Lasiter (f), 2.

1870 Rutherford Co., TN Census, Dist. 15 (Valley): W. M. Lasseter (m), 48; N. G. Lasseter (f), 45; J[acob] B. Lasseter, 21; W. A[llen] Lasseter, 14; N. B[runette] Lasseter (f), 12; A. G. Lasseter (m), 10; D. F. Lasseter (f), 4.

Lasater Cemetery, Barlow Lane: W. M. Lasater, 20 July, 1822 - 11 Jan 1876, & wife, Nancy Murphy Lasater, 29 Dec 1824 - 10 May 1884. Nancy B. Lasater, 19 Nov 1857 - 13 Jan 1892.

666. Lawing, Samuel Died before January 2, 1871, unknown.

January 2, 1871, County Court: B. R. Bivins was allowed \$5 for holding an inquest on the body of Samuel Lawing (deceased).

April 27, 1874, Chancery Court: Thomas H. Fletcher, commissioner vs William Lawing; Robert Lawing; Laura Lawing & Ellen Lawing; Thomas Vaughan & wife, Susan [Lawing]; John Lawing, Stephen Lawing, Emma Lawing, Allen Lawing & James Lawing; Presley Hatchet & wife, Mary [Lawing]. The complainant was ordered to sell as much of the land as was necessary to satisfy the judgment in the decree and associated costs. The judgment was for taxes and Mary M. [Lawing] Hatchett purchased it for \$55.75.

Rutherford Co., TN Marriage records: William Lawing married Sarah E. McEwin on September 11, 1844. Thomas H. Vaughan married Susan Lawing on February 20, 1844. Preston Hatchett married Mary M. Lawing on September 5, 1848.

24 August 1850 Rutherford Co., TN Census, McCrackins Dist.: William Lawing, 29; Sarah E. Lawing, 26; Nancy A. Lawing, 4; Samuel A. Lawing, 3; Lucinda Lawing, 4 mos.; Mary A. (?Moan), 9; Isabella Lawing, 57

1870 Rutherford Co., TN Census, Dist. 19 (McCrackins): William Lawing, 49; Sarah Lawing, 48; Samuel Lawing, 26; Amy Lawing, 20; Isabella Lawing, 15; William Lawing, 13; Ellen Lawing, 1; May Lawing, 7; Isabella Lawing, 76.

667. Lawrence, Agnes S. [Dement] Died October 1875, intestate.

Note: Widow of William Fountain Lawrence (deceased) – see below.

November 4, 1874, County Court: Mrs. Agnes S. [Dement] Lawrence, executrix of William Lawrence (deceased) had died before his estate had been fully administered. The court appointed L. [Lisenby] D. Lawrence as administrator.

February 4, 1878, County Court: L. [Lisenby] D. Lawrence, A. F. [Albert Fountain] Lawrence and M. [Marvin] F. Lawrence vs David P. Lawrence, Lucy Jane Lawrence, heirs of William and Agness Lawrence (deceased). Mary [Nance] Dement (deceased) had left a will that was duly proven in November 1854. She devised to her daughter, Agnes S. [Dement] Lawrence, all of her land in District #4 (Mechanicsville). The petitioners and defendants were the only heirs of both the intestate and her husband, William Lawrence (deceased) and therefore were tenants in common of 24 acres of land. The land adjoined the land owned by William

Lawrence (deceased) at his death. The petitioners wanted the tract to be included with the 110 acres when the partition was made. The court agreed and amended the partition order.

February 6, 1878, County Court: The land was partitioned as follows: L. [Lisenby] D. Lawrence, 22 plus acres; Albert F. Lawrence, a tract of 13³/₄ acres and a woodland tract of 9¹/₄ acres; Marvin Lawrence, 22 7/8 acres; David Lawrence, 22¹/₄ acres; Lucy Lawrence, 26 acres.

August 22, 1878, County Court: L. D. Lawrence, administrator de bonis non with the will annexed of William Lawrence (deceased), made a settlement of the estates of William and Agnes S. [Dement] Lawrence (deceased).

Rutherford Co., TN Marriage records: William Lawrence married Agnes Dement on January 20, 1842.

1850 Rutherford Co., TN Census (Mechanicsville): William Lawrence, 28 VA; Agnes Lawrence, 27; Lisenby Lawrence, 8 months; Mary Dement, 47; Elizabeth Nance, 72.

Lawrence Cemetery, Rocky Fork Rd.: William Fountain Lawrence, 28 Jan 1822 - May 1872. Agnes Dement Lawrence, 1822 - 1878. Albert Fountain Lawrence, 15 Apr 1853 - 7 Apr 1909. Abraham Dement, 1800 - 1849, & wife, Mary Nance Dement, 1803 - 1854. Elizabeth Nance, 1776 - 1854 (wife of Allen Nance, died 1836).

668. Lawrence, Henry (colored) Died before October 7, 1873, intestate.

October 7, 1873, County Court: Leland Jordan petitioned the court that Henry Lawrence and ?Dennis? Lawrence (colored), minor children of Henry Lawrence (colored), (deceased), were without guardian. The children were entitled to a small estate due from the U. S. Government because their father had been a soldier in the U. S. Army. The estate could only be collected by a guardian of the minors. The court ordered the Public Guardian of Rutherford County to take charge of the estate.

669. Lawrence, William Fountain Died May 1872, testate.

Note: Husband of Agnes S. [Dement] Lawrence (deceased) – see above.

Will dated April 4, 1872. Will probated June 3, 1872. Executrix: Agnes Smith [Dement] Lawrence, widow.

First: The testator directed that his funeral expenses and just debts be paid as soon as possible. Secondly: The testator left his wife, Agnes, all of his property both real and personal. The testator requested that she give to each of the children a horse, saddle and bridle with the exception of the oldest, Lisenby, who had already received his horse, saddle and bridle. Thirdly: The testator desired that his daughter, Lucy Jane, have the dwelling house and 20 acres, 130 poles of land around the house. Fourthly: The testator desired that the remainder of his real estate be equally divided among his four boys. Fifthly: The testator desired that at the death of his wife, the personal property remaining was to be divided among all the children. Sixthly: The testator desired that the 20 acres he gave Lucy Jane would stay in her possession until her death and then pass to heirs of her body. If she had no children, then the property was to pass to her brothers. Lastly: The testator nominated his wife, Agnes Smith [Dement] Lawrence, as his executrix.

June 1, 1872, County Court: Agnes S. [Dement] Lawrence, executrix, submitted an inventory of the personal property of the estate.

June 3, 1872, County Court: The will of William Lawrence (deceased) was presented for probate and was proven and recorded.

July 1, 1872, County Court: Mrs. Agnes S. [Dement] Lawrence had qualified as executrix.

November 4, 1874, County Court: Mrs. Agnes S. [Dement] Lawrence, executrix of William Lawrence (deceased) had died before the estate had been fully administered. The court had appointed L. [Lisenby] D. Lawrence as administrator.

December 8, 1874, County Court: Agnes S. [Dement] Lawrence, executrix of William Lawrence (deceased), made an estate settlement with the court.

March 3, 1875, County Court: The executrix of the deceased's estate presented to the court a list of the personal property sold at auction. Lucy Lawrence had purchased an item at the sale.

January 9, 1878, County Court and Enrolled Cases #3, pg 247: L. [Lisenby] D. Lawrence, A. [Albert] F. Lawrence and M. [Marvin] F. Lawrence vs David P. Lawrence and Lucy Jane Lawrence were minors without guardian and a guardian ad litem had been appointed. Petitioners and the defendants were the only heirs of the deceased and were entitled to equal shares of the 118 acres of land the deceased had owned at his death. Commissioners had been appointed to partition the land, after allotting to Lucy Jane Lawrence the portion of the land left her in her father's will, into four equal parts and to allot to each of the petitioners and defendants one of the parts.

March 4, 1878, County Court: The commissioners reported the division of the land among L. [Lisenby] D. Lawrence, Albert Lawrence, David Lawrence, Marion Lawrence and Lucy Lawrence. They first set apart 20 acres to Lucy Lawrence in accordance with the terms of her father's will. She also received 5 acres from her mother's land. The commissioners divided the remaining consolidated land into four shares as follows: L. D. Lawrence, 22 acres; Albert Lawrence, 14 acres and 9 acres of woodland; Marion Lawrence, 22 acres; and David Lawrence, 22 acres.

August 22, 1878, County Court: L. D. Lawrence, administrator de bonis non with the will annexed of William Lawrence (deceased), made a settlement of the estates of William and Agness S. [Dement] Lawrence (deceased).

October term, 1878, County Court, Enrolled Cases #3, pg. 251: Mary [Nance] Dement had died before November 6, 1854 (See Vol. II), testate. She had devised to her daughter, Agness S. [Dement] Lawrence and the heirs of her body, all her land in district 4 (Mechanicsville). Agness S. [Dement] Lawrence had died in October 1875, intestate. Her husband, William Lawrence had also died. L. D. Lawrence, A. F. Lawrence and M. F. Lawrence and David P. Lawrence and Lucy Jane Lawrence were tenants in common of the 24 acres that was adjacent to the larger body of land. The petitioners wanted to make it part of the larger tract for partition purposes.

Rutherford Co., TN Marriage records: William Lawrence married Agnes Dement on January 20, 1842.

1850 Rutherford Co., TN Census (Mechanicsville): William Lawrence, 28 VA; Agnes Lawrence, 27; Lisenby Lawrence, 8 months; Mary Dement, 47; Elizabeth Nance, 72.

Lawrence Cemetery, Rocky Fork Rd.: William Fountain Lawrence, 28 Jan 1822 - May 1872. Agnes Dement Lawrence, 1822 - 1878.

670. Ledbetter, Col. William Died in 1864, intestate. [Cont'd from Vol. III].

Note: Widow and administratrix: Mrs. Eliza Adaline [Welborn] Ledbetter

June 2, 1875, Chancery Court: Elizabeth Adaline [Welborn] Ledbetter, administratrix of William Ledbetter (deceased) vs S. M. Christy, executrix of S. [Simeon] B. Christy (deceased) & J. J. Lawing and others. The court decreed that the sale of lands that belonged to the deceased's estate in Stewart County under proceedings of the County Court of that county was null and void. The court wanted to know the amount that the deceased's estate owed and how much debt had been paid from the proceeds of the Stewart County land sale.

November 1, 1876, Chancery Court: E. A. Ledbetter, administratrix of William Ledbetter (deceased) vs S. B. Settle & wife, Ann [Ledbetter] Settle, William Ledbetter, Jr., Richard Ledbetter, Adaline Ledbetter, Emma Ledbetter, Newton C. Ledbetter, Laura Ledbetter, Frank Ledbetter and Adaline [Ledbetter] McCulloch. As a result of an order of reference, it was determined that J. T. Nolin had been in possession of the Stewart County lands for eight years and yearly rent was about \$250 and he had made improvements worth about \$40. The court ruled that the claims of J. T. Nolin in Stewart County would not be allowed. The land owned by William Ledbetter in his own right was to be sold including the remainder estate in the portion assigned to Mrs. E. A. [Wellborn] Ledbetter as dower and the Clerk & Master was designated to conduct the sale. The court further ordered Richard Ledbetter, special commissioner appointed to sell Ledbetter & Bostick's land in Stewart County, to report on what he had received from the sales and disposition of these funds.

April 19, 1877, Chancery Court: E. A. Ledbetter, administratrix vs Richard Ledbetter et als. A 255 acre tract, one-half of a 200 acre tract and the remainder interest in the dower estimated at 100 acres were sold at auction. Richard Ledbetter purchased the largest tract for \$400, 100 acres of the 200 acre tract for \$100 and the remainder interest in the dower for \$25. Dr. J. T. Nolin purchased a tract of 121 acres and the other half of the 200 acre tract but died before he could sign and obtain security for his notes. The widow, heirs and administrator of Dr. Nolin (deceased) executed the required notes. They were signed by Mrs. J. T. Nolin, Ed Walter, Samuel D. Scarborough, administrator, A. P. Ross and W. J. Benaddy. All the real estate was in Stewart County.

May 18, 1878, Chancery Court: William Ledbetter had purchased the claims of a number of creditors of his father's estate but had misplaced them. The court ordered the payment of a pro rata share of the claims provided he executed a refunding bond.

October 24, 1878, Chancery Court: Elizabeth A. [Welborn] Ledbetter, administrator of William Ledbetter (deceased) vs S. B. Settle and wife, Ann [Ledbetter], and E. A. [Welborn] Ledbetter vs Richard Ledbetter and others. The Clerk & Master reported that Richard Ledbetter had purchased 255 acres at a sale held by him on February 10, 1877. Richard Ledbetter also purchased 100 acres immediately west and adjoining the larger tract. He had paid \$525, that being the purchase price for the two tracts. A tract of 121 acres was also sold at the same sale. P. Nolin purchased tracts of 100 acres and 121 acres but died before completing the sale. His widow and the administrator of the deceased, D. Scarborough executed the note required and had paid all the purchase money and was entitled to have a decree of title. The court divested all right, title and interest of William Ledbetter;

Richard Ledbetter; S. B. Settle and wife, Ann Settle; Addie Ledbetter; Laura Ledbetter; Franklin Ledbetter; Addie McCullough and Emma [Ledbetter] Taylor and vested in the administrator of P. Nolen (deceased).

671. Levy, Henry Citizenship

November 14, 1860, Circuit Court Enrolling Docket #3, pg. 458: Henry Levy had been born in the Kingdom of Wirtenburg and had come to the United States in 1854. He had appeared in the Circuit Court in Baltimore in 1856 and had sworn his intention to become a U. S. Citizen. He was granted citizenship in Circuit Court in Murfreesboro this date.

672. Lewis, Elam, Sr. Died February 5, 1840, intestate. [Cont'd from Vols. I, II & III].

Note: The widow, Martha "Patsy" Lewis, died between 1840 and 1844 (see Vol. I).

Correction to December 1, 1869, Circuit Court entry. Circuit Court Enrolling Docket # 5, pg. 233: Rhoda [Lewis] Vernon of Madison Co.; William Lovel & wife, Elizabeth [Williams] of Williamson Co.; Eli Johnson and wife, Pamela [Williams]; Hillary Harvey and wife, Elizabeth [Williams]; Martha Ann Williams; Washington Williams; Henry R. Williams; Monroe C. Williams; William H. Williams; John Lewis and Parmelia Lewis, these last were citizens of Williamson Co.; Newton Coleman; John Coleman; Lucy Coleman; Joseph Bush and wife, Martha [Coleman]; John Lewis, the last named were citizens of Rutherford Co.; William A. Lewis of Gibson Co.; John Lewis; Meredith Lewis; Theodore Lewis also of Gibson Co.; Lillian Lewis; Benjamin Lewis; Joseph Miller and wife, Nancy [Lewis] of Gibson Co. against ? McNeil and wife, Sarah of Arkansas; John Lewis and Nancy Lewis, minors of Rutherford Co.; minor children of H. R. Prewett (deceased), names unknown who lived in Rutherford Co.; and the heirs at law of Elam Lewis (deceased). The widow, Martha, had received 98 acres as her dower and she had died three or four years previous. (1). Rhoda [Lewis] Vernon and Elizabeth [Lewis] Lovell were the only surviving children of the deceased. (2). Elizabeth [Williams] Harvey, Washington Williams, Henry R. Williams, Martha Ann Williams and Monroe D. Williams, William H. Williams and Parmelia [Williams] Johnson were the only children of Parmelia [Lewis] Williams (deceased), daughter of the deceased. (3). John Meredith Lewis; Theodore Lewis; Martha A. [Lewis] Fretwell and Samuel C. Lewis were the children of Richard Lewis (deceased), son of the deceased. (4). Nancy [Lewis] Prewett, a daughter of the intestate, whose descendants were the defendants, the children of H. R. Prewitt (deceased). (5). Newton Coleman, John Coleman, Lucy Coleman, and Martha [Coleman] Bush were the children of Susan [Lewis] Coleman, daughter of the intestate. (6). John Lewis and W. A. Lewis were children of Garrett Lewis (deceased), son of the intestate. Defendants, John Lewis and Nancy Lewis, were grandchildren of Garrett Lewis (deceased). (7). William Lewis and John Lewis and Nancy [Lewis] Miller were children of Benjamin Lewis, son of the intestate. (8). John Lewis and Parmelia Lewis were the only children of Elam Lewis, [Jr.] (died ca 1848 see Vol. I), son of the intestate. (9). Polly Lewis, daughter of the intestate, had died without issue. Henry B. Williams and Carrol McCauley, a relative, had been renting the land for the last two years because it had been abandoned. They were willing to pay the clerk the amount of the rent so that it would be distributed among the heirs. The court ordered the land sold.

673. Lewis, Harriet Died before October 5, 1876, intestate.

October 5, 1876, County Court: Kerr & Robison was allowed \$2 for burial apparel for Harriett Lewis (deceased).

674. Lillard, Benjamin F. Died May 18, 1867, intestate. [Cont'd from Vol. III].

Note: Very large and involved estate with many heirs and debts. Please refer to information in Volume III.

January 21, 1868, Circuit Court Enrolling Docket #4, pg. 201: Nancy Adams vs Thomas W. Lillard, Richard F. Wasson, administrator of Benjamin Lillard (deceased). Plaintiff had won a default judgment of \$502.59 plus \$81.48 interest.

February 8, 1868, Circuit Court Enrolling Docket #4, pg 204: Samuel Parker had won a judgment for \$1047.90 plus \$250.80 interest from the administrator of the estate.

March 10, 1868, Circuit Court Enrolling Docket #5, pg 17: State of Tennessee for Jane A. Howard vs M. R. Lillard and Richard F. Wasson, administrators of Benjamin Lillard (deceased). Plaintiff sued M. R. Lillard who had been her guardian for breach of bond in that he had failed to pay over to her what he held as her guardian. The defendant claimed he was entitled to certain fees as her guardian including board which had not been set by the court. A jury awarded the plaintiff \$2100.

March 11, 1868, Circuit Court Enrolling Docket #3, pg. 561: Miss Nancy C. Adams, assignee vs R. Wasson, administrator of B. F. Lillard (deceased). The plaintiff was awarded a judgment of \$161.88.

November term, 1868, Circuit Court Enrolling Docket #4, pg. 206: S. [Snow] S. Jarratt, assignee vs R. Wasson, administrator of B. F. Lillard (deceased). The plaintiff won a judgment for \$1184.03 including interest. The administrator suggested to the court that the estate was insolvent.

June 1, 1871, Chancery Court Enrolled Cases #3, pg. 159: B. F. Lillard; R. F. Wasson and wife, Frances L. [Lillard]; J. B. Sanders and wife, Mary Ann [Lillard]; John C. Sanders and wife, Sophia W. [Lillard – Wasson]; Mrs. Margaret G [Lillard] Watts; Mrs. Martha E. [Lillard] Wasson, children of deceased; and James Guffin and wife, Virginia [Lillard]; Flora Lillard and Mary Lillard, children of Alexander Lillard (deceased); and the minor children of Mrs. Ellen A. [Lillard] Clardy (deceased) to wit: Benjamin L. Clardy, Idella Clardy, William M. Clardy and Nobel L. Clardy by next friend and guardian, Nobel L. Clardy of Rutherford Co.; James M. Lillard of Gibson Co.; Z. [Zachariah] Tolliver of Wilson Co.; vs John D. Smith; William H. Smith and John J. Smith and Caleb Todd, alias C. [Caleb] W. Todd of Rutherford Co. and Green Clay of Bedford Co.. On February 28, 1870, Z. Toliver had purchased John H. Lillard's share in the estate. The petitioners averred that the shares of sons, Thomas W. Lillard and M. R. Lillard, had been more than fully advanced during the intestate's lifetime. The real estate had been sold by W. H. Smith and John J. Smith to C. [Caleb] W. Todd on April 20, 1857 for \$1000. Prior to January 23, 1860, C. [Caleb] W. Todd had put the land up for auction and it had been purchased by Thomas W. and M. R. Lillard for \$1222. Smiths, the previous owners, had maintained that the title was good. The purchasers had taken possession of the land and during 1860 and 1861 cut a large quantity of timber. The Smiths who lived nearby had never complained. On July 11, 1865, Thomas W. Lillard in consideration of \$550 had conveyed his right and title and interest in said land to Benjamin Lillard who had taken possession and used the land up to the time of his death. Because of inconsistent signatures on the conveyance to the Smiths and from the Smiths to C. W. or Caleb Todd, the title was clouded and the land could not be sold for anything near its value for the purpose of paying debts of the estate. Green Clay had been about to put another cloud on the title by putting the land up for sale claiming he held it in trust based a transaction from C. [Caleb] W. Todd to Green Clay on February 19, 1859. Complainants challenged the land description in the deed of trust and the fact that it had been registered after the sale to Thomas W. and M. R. Lillard. The Smiths had responded stating that C. [Caleb] W. Todd had never completely paid them for the land and that Green Clay had been his security.

April 6, 1874, Chancery Court Enrolled Cases #4, pg. 419: J. H. Lillard, B. F. Lillard, J. B. Sanders, R. F. Wasson, Mrs. M. E. [Lillard] Wasson, Mrs. M. A. Sanders, Mrs. Margaret G. [Lillard] Watts, N. L. Claudy, Mrs. Sophia W. Sanders, J. C. Sanders, Flora [Lillard] Patey, and Mary Lillard. All were of Rutherford Co. except Flora [Lillard] Patey of Warren Co., and M. L. Claudy of McLilland (McLennon) Co., Texas. Estimates indicated that \$8,000-10,000 would have to be raised to pay debts. The court appointed the Clerk & Master to sell the real estate. The land was purchased by a group consisting of J. H. Lillard, B. F. Lillard, J. B. Sanders, M. A. Sanders, F. L. Wasson, R. F. Wasson, Margret G. Watts, Charles Watts, E. A. Clardy, N. L. Clardy, Sophia W. Sanders, J. C. Sanders, Jane Lillard, Mary Lillard and W. [William] B. Lillard. Before February 1869, Mrs. E. A. Clardy had died. (See Vol. III). They had purchased six lots for an aggregate of \$14,688.50. Bids on two of the lots were transferred to other bidders and they received credit on their notes. The lots had not been surveyed at time of sale but subsequent survey indicated that two lots were 20 acres less than initially making \$1000 that should have been credited to their notes. The petitioners alleged that the sale of all the land had been made without proper documentation and placed a cloud on their title. They had purchased the land for resale but no one would buy it with the title as it was. They asked that the sale be declared null and void.

April 30, 1875, Chancery Court: R. F. Wasson, administrator of Ben Lillard (deceased); Jesse B. Sanders & wife, Mary Ann [Lillard] ; Mrs. Margrett G. [Lillard] Watts; Mrs. Martha E. [Lillard] Wasson; John C. Sanders & wife, Sophia W. [Lillard – Wasson] Sanders; John H. Lillard and B. F. Lillard and the heirs of Alexander Lillard (deceased) to wit: James M. Lillard and Mary Lillard; B. F. Patey and wife, Flora [Lillard]; James Guffin & wife, Virginia [Lillard]; Frank Wasson, Medora Wasson, Victoria Wasson and Ella Wasson, heirs of Francis L.[Lillard] Wasson (deceased) vs Thomas W. Lillard, M. R. Lillard, Benjamin Lillard Clardy, William A. Clardy (now deceased), Idella Clardy and Noble L. Clardy, minor heirs of Mrs. Ellen A. [Lillard] Clardy (deceased). The court decreed on October 1874 that the lands belonging to the deceased's estate were to be sold. The land was divided into six lots totaling 400 acres that were auctioned on January 4, 1875 for a total of \$8683.30.

June 3, 1875, Chancery Court: R. F. Wasson, administrator, and others vs T. W. Lillard et al. There was \$10,551.82 in rents collected available for distribution. There were eleven distributees entitled to the rent. The following payments were made to wit: J. [Jesse] B. Sanders and wife, Mary Ann [Lillard], \$959.25; J. [John] C. Sanders and wife, Sophia W. [Lillard - Wasson], \$959.25; B. F. Lillard, \$959.25; Mrs. Martha E. [Lillard] Wasson, \$959.25; Mrs. Margaret [Lillard] Watts, \$959.25; J. W. Lillard, \$959.25; M. R. Lillard, \$959.25; J. H. Lillard, \$325.98 & Z. [Zachariah] Tolliver, \$633.27; heirs of Mrs. N. L. Clardy (deceased) to wit: Lillard Clardy, \$239.81; Willie Clardy, \$239.81; Della Clardy, \$239.81; Noble L. Clardy, \$239.81; heirs of Alexander Lillard (deceased) to wit; J. M. Lillard, \$239.81; Mrs. Virginia [Lillard] Guffin, \$239.81; Mrs. Flora [Lillard] Potts [?Patey], \$239.81; Miss Mary Lillard, \$239.81; heirs of Mrs. Frances L. Wasson (deceased) to wit: Miss Victoria Wasson, \$239.81; Miss Musa Wasson, \$239.81; Miss Ella Wasson, \$239.81; Frank Wasson, \$239.81. Additional sums were also paid to each of the above.

May 30, 1876, Chancery Court: R. F. Wasson, administrator of Ben Lillard (deceased) and others vs Thomas Lillard and others. Benjamin F. Lillard purchased lot #6 of 26 acres for \$528.62. He had paid the full amount and title was divested from the heirs.

April 19, 1877, Chancery Court: R. F. Wasson, administrator of Ben Lillard (deceased) and others vs Thomas Lillard et al. J. H. Lillard had purchased lots #2 & #3 at the auction on April 5, 1875. He gave two notes that had not been paid. J. H. Lillard owed a total of \$720.71 in principal and interest. The court awarded a judgment for the amount owed and ruled that the Clerk & Master had the right to sell the property to collect the money.

April 22, 1880, Chancery Court: R. F. Wasson, administrator vs Thomas W. Lillard. J. H. Lillard had purchased two lots totaling 143 acres from the estate. He had sold the same to Mrs. Jane F. [Toliver] Lillard who had paid for it in full.

April 23, 1880, Chancery Court: J. M. Sanders had purchased lots #4 & #5 at the auction. One of his securities, John C. Sanders, had paid all the purchase money. The court noted that the deaths of John H. Lillard and Thomas W. Lillard had been proven and since their heirs were not before the court, vesting of title was postponed until next session.

675. Lillard, Delia E. (Elizabeth) [Blackman] Died before April 5, 1876, intestate.

Note: 2nd wife of William B. Lillard [died 1876 - see below] and daughter of Alfred [died 1872 - see above] & Elizabeth [Crawford] Blackman .

April 5, 1876, County Court: The court noted the death of Delia E. [Blackman] Lillard and appointed W. [William] B. Lillard as administrator of the estate.

Rutherford Co., TN Marriage records: William B. Lillard married Mary Smith on September 8, 1831. William B. Lillard married Delia E. Blackman on April 27, 1842.

22 Nov 1850 Rutherford Co., TN Census, Barfield Dist.: William B. Lillard, 40; Delia Lillard, 24; Mordicai Lillard, 14; Mary J. Lillard, 13; Elizabeth Lillard, 10; Julia H. Lillard, 5; William G. Lillard, 1; Thomas O. B. Lillard, 5 mos.; Elizabeth Lillard, 43.

1870 Rutherford Co., TN Census, Dist. 11 (Barfield): William B. Lillard, 60; Elizabeth Lillard, 44; Elizabeth Lillard, 30; Julia Lillard, 23; Thomas Lillard, 20; Tempy Lillard, 17; Sallie Lillard, 15; Mary Lillard, 13; Delia Lillard, 8; Alfred Lillard, 4; Faney Lillard, 2.

676. Lillard, William B. Died December 28, 1876, intestate.

Note: Son of Mordicai and Frances [Burks] Lillard. He married 1st, Mary Smith; 2nd, Delia Elizabeth Blackman - see above

April 18, 1877, Chancery Court: In a case brought by W. [William] B. Lillard as administrator, the court noted his death.

July 5, 1877, County Court: The court noted that William B. Lillard had been dead for over six months without the assignment of an administrator. The court designated the Public Administrator to manage the estate.

October 15, 1877, Chancery Court: W. [William] B. Lillard had died in December 1876. R. [Robert] D. Jamison had been appointed his administrator.

April 16, 1878, Chancery Court: Robert D. Jamison, administrator of W. [William] B. Lillard (deceased) and Henry H. Norman, guardian for Jennie [Eugenia] Royal and Robert Royal, creditors on behalf of themselves and all the other creditors of the estate of William B. Lillard (deceased) vs Mordecai Lillard; Elizabeth A. Lillard; M. [Dr. Medicus] Ransom and wife, Julia H. [Lillard] Ransom; William G. Lillard; Thomas O. Lillard; William Smith and wife, Temperance L. [Lillard] Smith; Sallie Lillard; Mary Lillard; Delia Lillard; Alfred B. Lillard; and Fannie Lillard, the four latter were minors and heirs at law of William B. Lillard (deceased); A. [Andrew] J. Fanning, administrator de bonis non cum testamento annexo of Alfred Blackman (deceased) of Davidson County; and the heirs at law of Alfred Blackman (deceased) to wit: William Fanning of Davidson County; Raiford C. Blackman; and also Raiford C. Blackman as administrator of H. [Hillary] O. Blackman (deceased -see above); Giles S. Harding and wife, Mary [Blackman] Harding; Julie A. House; Charles L. McLean; James W. Hill and wife, Sallie J. [McLean] Hill; Alfred W. Blackman; R. [Ralph] R. Hall and wife, Elizabeth [Blackman] Hall; Samuel Buchanan and wife Mattie [Blackman] Buchanan; James F. Byrne and wife, Jemima Byrne; and Alanson Cannon; Laura Betty [Batey]; J. W. Nelson; Joe Free; John Woods; J. M. King, administrator of the estate of A. [Asa] G. Gresham (deceased); Jane W. [Moore] Gresham, widow of A. G. Gresham (deceased) and guardian of all his children to wit: Anna M. Gresham; James M. K. Gresham; Willie I. Gresham; Elizabeth Gresham and W. [Walter] A. Gresham; and James D. Richardson, all of Rutherford Co. William B. Lillard had died on December 28, 1876 at his residence. The first eleven defendants were his children. The administrator had suggested to the court that the estate was insolvent. He had no personal assets except a balance of judgments of about \$1500 against the estate of Julius C. Wade (deceased) available to discharge the liabilities of the estate. The intestate owed a former commissioner of the court for the sale of lands of Charles Puckett (deceased) as surety on two notes amounting with interest to the sum of about \$12,000 that was in litigation in the Supreme Court. The estate real and personal exceeded \$1000. Due to the complexity of the estate, the

complainant asked that the administration of the estate be transferred from the County Court to the Chancery Court. On March 2, 1875, the intestate transferred by deed to James D. Richardson all of his real estate in trust to secure the debts of certain creditors therein named. The remainder of this case contains numerous financial relationships between several estates and will not be documented here.

December 23, 1878, Chancery Court: R. [Richard] F. Wasson, administrator of Benjamin Lillard (deceased) vs T. W. Lillard and others. The Clerk & Master had been directed to loan out at interest the funds arising from the sale of land of Benjamin Lillard (deceased). He had loaned W. [William] B. Lillard \$3500 and received a note promising to repay the loan on or before April 1869. W. [William] B. Lillard had paid some on the loan but there remained a balance of \$1933.37. The estate had been declared insolvent and this case was to fix the amount of liability due.

December 8, 1879, Chancery Court: R. D. Jamison, administrator of W. [William] B. Lillard (deceased) et al. vs M. [Mordicai] Lillard and others. Jennie Royal had married James M. Butler and the suit was revived with the name of James M. Butler and wife.

Rutherford Co., TN Marriage records: Giles S. Harding married Mary H. Blackman on October 7, 1840. Samuel Buchanan married Mattie D. Blackman September 22, 1874. Dr. M. Ransom married Julia Lillard on March 9, 1876. Ralph R. Hall married Elizabeth Blackman on November 13, 1865. James M. Butler married Eugenia Royal on November 20, 1879. William M. Smith married Tempie B. Lillard on 26 December 1872.

677. Linan, Caroline (colored) Died April 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: Caroline Linan (colored) 40, slave, born NC, died in April 1850 of insanity.

678. Lindsey, Dudley R. [Rufus] Probably died before June 6, 1874 in Texas, intestate.

Note: He was the son Dudley Hawse and Charlotte G. [Puckett] Lindsey. Dudley H. Lindsey was the brother of Joseph Lindsey, Esq., who died October 28, 1869 (see Vol. III and below)

June 6, 1874, Chancery Court: Wise A. Cooper, executor of Joseph Lindsey vs John L. Cooper et al. The death of D. R. Lindsey was suggested since the filing of this complaint but had not been proven. He was a resident of Texas.

April 1875, Chancery Court: Wise A. Cooper, executor of Joseph Lindsey vs John L. Cooper et al. The death of the intestate was proven. He was a resident of Texas.

October 25, 1875, Chancery Court: Wise A. Cooper, executor of Joseph Lindsey (deceased) vs John L. Cooper et al. The Clerk & Master was directed to take proof as to the surviving heirs of Dudley R. Lindsey (deceased). According to a witness before the court, he left a wife, Mrs. Dudley R. Lindsey, and children to wit: Martha ["Mattie"] D. Lindsey, Harriet V. Lindsey, Caleb Lindsey and William J. Lindsey. The children were all minors and the family lived in Upshur County, Texas. The Clerk & Master was ordered to make publication requiring the widow and children to appear at the next term of the court to show cause why the above case should not be revived against them.

679. Lindsey, Joseph, Esq. Died October 28, 1869, testate. [Cont'd from Vol. III].

Note: He apparently died unmarried and without children. His will leaves his estate to nieces and nephews and their heirs.

October 25, 1875, Chancery Court: Wise A. Cooper, executor of Joseph Lindsey (deceased) vs John L. Cooper et al. The Clerk & Master was directed to take proof as to the surviving heirs of Dudley R. [Rufus] Lindsey (deceased). According to a witness before the court, he left a wife, Mrs. Dudley R. Lindsey, and children to wit: Martha D. "Mattie" Lindsey, Harriet V. Lindsey, Caleb Lindsey and William J. Lindsey. The children were all minors and the family lived in Upshur County, Texas. The clerk was ordered to make publication requiring the widow and children to appear at the next term of the court to show cause why the above case should not be revived against them.

October 31, 1876, Chancery Court: Wise a Cooper, executor vs John L. Cooper. William H. Cooper, a legatee under the deceased's will, had died. The court wanted to know if he died before or after the testator and if he died testate or intestate.

April 19, 1877, Chancery Court: Wise A. Cooper, executor of Joseph Lindsey (deceased) vs John L. Cooper and others. William H. Cooper, brother of Wise A. Cooper, had died in July 1866, unmarried and without issue. William H. Cooper (deceased) had been buried in the family graveyard upon the land of Joseph Lindsey (deceased). The mother of Wise A. Cooper and William H. Cooper (deceased) was a sister of Joseph Lindsey (deceased). Wise A. Cooper as executor of Joseph Lindsey (deceased) reported there would be a surplus of funds after paying all legacies and debts of the testator. The court valued the 170 acres given to Sarah T. E. [Cooper] Sims at \$45 per acre. The court also ruled that since William H. Cooper had died before the testator

without descendants, therefore under item 14 of the will, Wise A. Cooper was by survivorship entitled to the entire one-third of all the land devised to be sold, that was the one-third devised to William H. Cooper, Wise A. Cooper and Sarah T. E. Cooper. The court also gave Wise A. Cooper one-third of the surplus funds arising from the collections of notes, accounts and judgments belonging to the testator. Fannie G. Cooper was to receive one-third and the remaining one-third was to be divided among the children of Dudley H. [Hawse] Lindsey, Mary Lindsey excepted.

July 7, 1879, Chancery Court: Wise A. Cooper, executor of Joseph Lindsey (deceased) vs J. [Joseph] B. Palmer & G. [Gideon] H. Baskette, executors of William T. Baskette (deceased) and others. The court noted that the widow of William T. Baskette, Helen M. Baskette, had married John A. McEwen of Davidson County. The court issued a Scire facias requiring him to appear in court and show cause why the suit should not be revived against him.

September 5, 1881, County Court: Wise A. Cooper, executor of the estate of Joseph Lindsey (deceased), made a settlement with the court. There was a total of \$14,349.40 due from the executor.

November 19, 1881, County Court: W. J. Sorrells, Mattie Lindsey, Caleb Lindsey and Willie Lindsey, all of Texas; vs Wise A. Cooper, executor of Joseph Lindsey (deceased) of Gibson County. Petitioners showed that on September 21, 1881, Wise A. Cooper made an estate settlement with the court that showed that he owed the estate \$14,350.25. Petitioners said this was not the final settlement, that there would be a considerable sum in addition. Petitioners alleged that the children of their grandfather, D. H. [Dudley Hawse] Lindsey, were due the sum of \$4783.41. D. H. Lindsey (deceased) had ten children. One of them, William T. Lindsey, died without a child. Petitioners and Harriet V. [Lindsey] Wilkes, wife of J. Wilkes, were children of Dudley R. [Rufus] Lindsey. The petitioners claimed they were due one-ninth of the amount due to the children of D. H. [Dudley Hawse] Lindsey (deceased). W. J. Sorrells was the guardian of the minors and had been appointed in Texas. The petitioners prayed to have their funds turned over to their guardian so they could be removed to Texas.

680. Lingo, Martha [Cleveland] Died February 9, 1876, intestate.

Note: Wife of Archibald Lingo, who died 24 June 1859, testate - see Volume II.

March 6, 1876, County Court: The court noted the death of Martha Lingow and appointed J. [James] A. Elam as administrator of her estate upon posting a bond for \$3500. The administrator presented a sale list of the estate to the court.

March 5, 1878, County Court: J. A. Elam, administrator, made an estate settlement with the court. A major expense was \$1878 paid to J. A. Elam for boarding the deceased from January 1, 1860 to February 9, 1876 and boarding her servant for the years 1860-1862.

Tennessee Marriages 1780 - 2002: James A. Elam married Catherine M. Lingow on November 3, 1841 in Davidson Co. James A. Elam married Margaret Lingow on July 7, 1851 in Davidson Co. Thomas G. Stratton married Sciotta P. Lingo on 26 May 1847 in Davidson Co.

1850 Davidson Co., TN Census: Archibald Lingo, 70 VA was a Turnpike Gatekeeper; Martha Lingo, 62 VA; Margaret Lingo, 15; Thomas Stratton, 29 VA a carpenter; Sciota [Lingo] Stratton, 27; Benjamin Stratton, 1.

Williams-McLean Cemetery, near Midland: Archibald Lingo, 25 Feb 1780 - 24 June 1859, & wife, Martha Cleveland Lingo, 11 Dec 1787 - 9 Feb 1876.

681. Linster, [Mary] Margaret [Campbell] Died May 9, 1859, testate. [Cont'd from Vol. II & III].

Note: She was the widow of Thomas W. Linster. Children: Margaret Linster, wife of Joseph Watkins. Ann Eliza Linster, 1st wife of Rev. Edward C. Slater. Grandchildren: Elizabeth Slater, Thomas Slater and Mary M. Slater.

April term, 1881, Chancery Court: Charles R. Holmes, administrator de bonis non with the will annexed of Mary [Margaret Campbell] Linster (deceased) and Thomas Slater & Elizabeth Slater of Madison Co. vs Joseph Watkins & wife, Margaret [Linster] Watkins; Laura Ann Slater, Ada L. [Lee] Slater and Charlie Bond, the regular guardian of Laura Ann Slater and Ada L. Slater, all of Madison County. Margaret [Linster] Watkins was a daughter of the testatrix and Thomas Slater, Elizabeth Slater and Mary M. Slater were children of a deceased daughter who preceded her mother in death. Mary M. Slater had died in the summer of 1878 without being married and without issue. She left surviving her Thomas Slater and Elizabeth Slater, full brother and sister, and two half-sisters, Laura Ann Slater and Ada L. Slater, children of a second marriage of their father, Edward Slater. The complainants asked the court for an interpretation of item 3 of the testatrix's will as to who received the share therein given to Mary Slater (deceased). It reads as follows: "After my debts are all paid, and all the money collected which will be due my estate from

all sources whatever, I direct the same to be divided as follows: To Mrs. Margaret [Linster] Watkins, my daughter, I will one-half of the money less the present value of the slaves I have heretofore given her, and their increase. She to have the same for her sole and separate use and benefit for and during her natural life, and after her death, the same to be equally divided between her children. The balance of the money, I will to my three grandchildren, Elizabeth Slater, Thomas Slater and Mary M. Slater, to be equally divided between them, but the shares of my granddaughters I give to them for their sole and separate use and benefit for and during their natural lives respectively and after their deaths or the death of either of them to be equally divided between her children." Edward Slater had died before his daughter, Mary M. Slater (deceased). The court ruled that Mrs. Watkins was not entitled to take any of the share of the money given by testatrix in item 3 of her will to Mary M. Slater. Thomas Slater was entitled to one-fourth and Elizabeth Slater, Laura Ann Slater and Ada L. Slater were each entitled on one-fourth.

April 8, 1881, Chancery Court: In an amended bill, Charles R. Holmes alleged that Edward Slater had three children by his second marriage to wit: Laura Ann Slater, Ada Lee Slater and Gertrude [Slater] Cooper, wife of John L. Cooper. Edward Slater had died before his daughter had died in the summer of 1878.

June 8, 1881, County Court: The Public Administrator, administrator of [Mary] Margaret [Campbell] Linster (deceased), notified the court that nothing had come into hands.

August 30, 1882, Chancery Court Enrolled Cases #11, pg. 438: John L. Cooper and wife, Gertrude [Slater] of Shelby County vs Charles R. Holmes, administrator of Mary M. Linster (deceased), Elizabeth Slater and against Thomas L. Slater of Arrington Station, Arkansas; Annie L. Slater and Ada L. Slater, both of Memphis; Chester C. Bond of Madison Co. When the testatrix had died, Thomas L. Slater, Elizabeth Slater and Mary M. Slater had all been living and their father, E. [Edward] C. Slater, had also been alive. Their mother had been dead at the date of the will. E. C. Slater had married a second time and by that marriage, Mrs. Gertrude [Slater] Cooper, Laura Ann Slater and Ada L. Slater were born and were half-sisters of Mary M. Slater who had died in 1878, intestate and never having been married. The complainants alleged that E. C. Slater had died prior to Mary M. Slater and therefore Mary M. Slater (deceased) had left surviving her, Thomas L. Slater and Elizabeth Slater and Annie L. and Ada Lee Slater and Mrs. Gertrude [Slater] Cooper as her brothers and sisters of whole and half blood. A one-fifth share of Mary M. Slater's estate was being held by the Clerk & Master who would not pay it without the court's concurrence.

Tennessee Marriages 1780-2002: Edward C. Slater married Mary C. Cole on November 27, 1853 in Madison Co.

1860 Gibson Co., TN Census: E. C. Slater, 42 VA (minister); Mary Slater, 31 NC; Thomas Slater, 14; Elizabeth Slater, 12; Mary Slater, 11; Edward Slater, 4; Sarah Slater, 3.

1870 Shelby Co., TN Census, Memphis: Ed. Slater, 51 VA (minister); Mary Slater, 41; Lizzie Slater, 22; Mollie Slater, 20; Edward Slater, 14; Sallie Slater, 13; Anna Slater, 9; Gertrude Slater, 7 KY; Lee Slater, 4 KY

682. Lippens, A. C. Died before April 4, 1870, unknown.

April 4, 1870, County Court: Dr. J. S. Poyner was allowed the sum of \$5 each for making post mortem examinations over the bodies of A. C. Lippens, Thomas Farmer, Thomas Swafford and Fred Tucker (colored).

683. Lish [Lyche], William Died March 4, 1857, intestate. [Cont'd from Vols. II & III].

Note: The name seems to have been spelled LYCHE. William Lyche married Elizabeth Watson on July 4, 1843.

September 21, 1865, County Court: John S. Lish vs David A. Lish and Susan F. Lish whose guardian was David Watson and against David Watson. William Lish died March 4, 1857, intestate. He left a widow who had since died. She had not received a dower. The petitioner and defendants were the only heirs at law of the intestate and were owners in common of the 50 acres the intestate owned. John S. Lish was of age and entitled to have his share set apart in severalty; however, he claimed the land could not be partitioned equitably and prayed for a decree to sell the land.

January 14, 1867, County Court: A commissioner had sold the land for \$348.27 and the money was available for distribution. One acre had been reserved for a family graveyard.

1850 Rutherford Co., TN Census, Murphy Dist.: William Licett, 28 VA; Elizabeth Licett, 26; John Licett, 6; David Licett, 5; Susan F. Licett, 2.

684. Little, Foster Died before January 6, 1872, unknown.

January 6, 1873, County Court: John N. Clark received \$5 for holding an inquest on the body of Foster Little (deceased).

685. Livingston, Isaac N. Died before September 4, 1876, intestate.

September 4, 1876, County Court: The court noted the death of Isaac N. Livingston and appointed Mrs. M. [Mary] J. [Blair – Caraway] Livingston, widow, as the administratrix.

October 2, 1876, County Court: The court appointed commissioners to set aside provisions sufficient for one year for Mrs. M. [Mary] J. [Blair – Caraway] Livingston.

November 10, 1876, County Court: The administratrix presented an inventory of the estate to the court that consisted entirely of about one hundred accounts due, most for \$20 or less.

Rutherford Co., TN Marriage records: Isaac N. Livingston married Mrs. Mary Caraway on October 1, 1874. S. [Samuel] C. Caraway married Mary J. Blair on November 28, 1860.

1850 U. S. Census, Macon Co., TN, Dist. 11: Isaac N. Livingston, 25 VA Physician; Matilda A. E. Livingston, 20; Leroy D. Livingston, 2; Amanda Livingston, 1.

1860 U. S. Census, Macon Co., TN Dist. 11: I. N. Livingston, 35 VA Physician; M[atilda]. A. Livingston, 29; L[eroy] D. Livingston, 13; P. A. Livingston (m), 7; M. N. Livingston (f), 5; G. N. Livingston (m), one month; A. Butterworth, 60 (f).

1870 U. S. Census, Wilson Co., TN: Isaac Livingston, 45 Physician was living with the John Cawthon family.

686. Love, Mrs. M. C. Died January 1860, unknown.

Rutherford Co., TN US Census Mortality Schedules: M. C. Love, 75, widowed, born VA, died January 1860, died of old age.

687. Loving or Loven, William Died November 1849, intestate. [Cont'd from Vols. I & II].

Note: Widow, Mary Ann Loving/Loven

U. S. Federal Census Mortality Schedules: William Loving, 42, died in November 1849 of Typhoid Fever.

688. Lowe, Mrs. Jane Died January 1850, unknown.

Rutherford Co., TN US Census Mortality Schedules: Jane Lowe, 35, married, born in VA, died January 1850 of palsy.

689. Lowe, Walter, Sr. Died before October 16, 1826, intestate. [Cont'd from Vols. I & II].

January 29, 1858, Circuit Court Enrollment Book, pg. 331: Elizabeth S.[Lowe] Gowen [daughter of intestate, and wife of Alfred P. Gowen] vs Robert Lowe. The plaintiff sued for possession of her land and damages of \$500 because Robert Lowe had forcibly removed her from her property and had taken possession of it. As of February 15, 1857, she had title in fee simple to two tracts of land that had been assigned to her out of the real estate of Walter Lowe, Sr. (deceased). The case went to a jury and they returned the land to her and gave damages of five cents.

Rutherford Co., TN Marriage records: Alfred P. Gowan married Elizabeth S. Lowe on January 15, 1829.

690. Lumsden, John H. Died before August 7, 1871, intestate.

August 7, 1871, County Court: The court noted the death of John H. Lumsden and appointed David Ralston as administrator.

August 26, 1871, County Court: The administrator submitted an inventory of the estate and a listing of the personal property sold.

1860 U. S. Census, Davidson Co., TN: John H. Lumsden, 29, Scotland (Carpenter) living in a large rooming house.

1870 Rutherford Co., TN Census: John Lumsden, 39, Scotland (Carpenter) living with the family of David Ralston.

691. Lynch, Richard Died before March 2, 1874, intestate.

March 2, 1874, County Court: The court noted the death of Richard Lynch and appointed Willis Sanford as administrator.

March 14, 1874, County Court: The administrator auctioned the personal property

March 7, 1877, County Court: The administrator presented a settlement and a prorata distribution to the court that was accepted.

692. Lyon, Euphemie J. [McElroy] Died between August 31, 1875 and February 7, 1876, testate.

Note: Mary E. J. McElroy was the minor heir of John C. McElroy (died June 28, 1853 - see Vol. II & III) & Nancy[Neely] McElroy. Nancy next married David C. Witherspoon.

Will dated August 31, 1875. Will presented for probate on February 7, 1876. First: The testatrix wanted the land to remain as it was as long as her mother, Nancy [Neely – McElroy] Witherspoon, was alive and not remarried. The testatrix's husband was to have one-third of the rent. If her mother died or married, the land above the dower was to be divided between her husband, James K. Lyon, and Lillie Witherspoon and Johnny Witherspoon. Second: The testatrix wanted the land sold when her mother died and proceeds divided equally between her husband, James K. Lyon, and her half-sister and brother, Lillie Witherspoon and Johnny Witherspoon. Third: The testatrix nominated her husband to be executor of her will.

February 7, 1876, County Court: The will of Euphemie J. Lyon (deceased) was presented for probate, was proven and recorded. October 4, 1881, County Court: J. K. Lyon, executor of E. J. Lyon (deceased), reported that no assets had come into his hands.

Rutherford Co., TN Marriage records: James K. P. Lyon married E. J. McElroy on April 15, 1875. David C. Witherspoon married Nancy A. McElroy on February 3, 1856. John C. McElroy married Nancy A. Neely on October 6, 1848.

1870 Rutherford Co., TN Census, Dist. 23 (Youree's): Nancy Witherspoon, 42; Uphem [Euphemie] McElroy, 17; Lillie Witherspoon, 11; John Witherspoon, 8.

693. Lyon, James S. Died between September 14 and October 5, 1865, testate. [Cont'd from Vol. III].

Note: He was the son of Rev. Nathan (died 1857) & Henrietta [Smoot] Lyon (see Vol. II & III). He was married to Adeline N. Alexander, daughter of Pritchett Alexander (died 1860) (see Vol. II & III).

March 7, 1870, Circuit Court Enrolling Docket #5, pg. 457: Angelina [Alexander] Richardson; T. [Thomas] C. Marlin and wife, Evaline [Alexander] ; O. Marlin; Martin L. Alexander; P[ritchett] M. M. Alexander; D. [David] W. Alexander; P. [Pritchett] A. Lyon; Jemima Mankin & Johnnie Mankin by guardian, Welcom Mankin; T. [Thomas] B. Lyon and wife, N. [Nancy] C. [Alexander] Lyon vs William Alexander. The suit was to remove the defendant from a 53 acre tract of land that he had been illegally living on. A jury found for the plaintiffs and the defendant was removed from the land.

February 12, 1881, County Court: Welcom Mankin, guardian of John P. Mankin, his own child and minor heir at law of James S. Lyon (deceased), made a settlement with the court. John P. Mankin had a balance of \$3003.44.

695. Lyon, John B. Died between January 12, 1874 and March 2, 1874, testate.

Note: He was the son of Rev. Nathan (died 1857) & Henrietta [Smoot] Lyon (see Vol. II & III). The widow, Barthenia [Parthenia] Caffey, was the daughter of Medford Caffey.

Date of will January 12, 1874. Date of probate March 2, 1874. Item 1: The testator directed that the money from his father's estate be converted by the executor into land for a home for his wife and family. Item 2: The testator wished his wife, Barintha M. [Caffy] Lyon, to have use of the land during her natural life and when she died it was to be sold and the proceeds divided among his heirs. Item 3: The testator willed that his wife could sell whatever stock or other property that she thought best and the proceeds were to be added to the other money for the purchase of land. Item 4: James N. Caffey was nominated executor.

March 2, 1874, County Court: The will of John B. Lyon (deceased) was presented for probate, was proven and recorded. James N. Caffey qualified as executor.

May 6, 1874, County Court: An inventory of the estate was presented to the court and accepted.

June 9, 1875, County Court: The administrator presented the court a sale list of personal property of the deceased that listed seven head of livestock and a bee stand.

March 14, 1876, County Court: James N, Caffey, executor of the deceased's will, made a settlement with the court.

April 6, 1876, County Court: James N. Caffy, executor of the will of James B. Lyon (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: John B. Lyon married Barthenia M. Caffy on October 27, 1853. John B. Lyon married Rebecca M. Fleming on July 10, 1849.

695. Lyon, Martha A. [Caffey] Died before October 2, 1876, intestate.

Note: She was the 2nd wife of Anderson M. Lyon (died 1866 - see Vol. III), who was son of Rev. Nathan Lyon. They married March 19, 1857. F. A. McKnight was the executor of Medford Caffey (see above) and married his daughter Isabel.

October 2, 1876, County Court: The court allowed \$5 for holding an inquest over the body of M. [Martha] A. Lyon (deceased).

November 6, 1876, County Court: The court noted the death of Martha A. [Caffey] Lyon and appointed F. A. McKnight as administrator of her estate.

March 7, 1877, County Court: The administrator submitted a sale list of the personal property of the estate of Martha A. [Caffey] Lyon (deceased).

November 12, 1881, County Court: A final estate settlement was presented to the court. The following payments had been made to heirs: L. [Lydia] E. Caffey, \$24.16; M. [Medford] F. Caffey, \$24.16; James N. Caffey, \$24.16; T. A. Caffey, \$26.16; B. [Barthenia] M. [Caffey] Lyon, \$24.16; and the wife [Isabel Caffey] of the administrator, \$24.16.

Rutherford Co., TN Marriage records: A. M. Lyon married Martha A. Caffey on March 19, 1857. F. A. McKnight married Isabella Caffey on December 6, 1860.

696. Lyon, Rev. Nathan or Nathaniel B. Died before March 2, 1857, testate. [Cont'd from Vols. II & III].

October 24, 1873, County Court and Enrolled Cases #2, pg. 350: The court laid out the shares that were to be used to partition the proceeds of the land sales at follows: Elijah Lyon; Thomas B. Lyon; Nathan J. Lyon; John B. Lyon; Margaret E. [Lyon] Curlee, wife of C. [Cullin] Curlee; Louisa W. [Lyon] Curlee, wife of D. C. Curlee were each entitled to one-eleventh share. P. [Pritchett A.] Lyon, son of James S. Lyon (deceased) was entitled to one-half of one-eleventh share. William Manly and his wife, Jemima [Mankin] were jointly entitled to one-fourth of the one-eleventh share. Johnnie Mankin was entitled to one-fourth of the one-eleventh share in right of his deceased mother who was a daughter of James S. Lyon (deceased). John Woods and Fannie Woods, children of Stephen H. Woods and wife, Elizabeth L. [Lyon], were each entitled to one-half of a one-eleventh share in right of their deceased mother. Davis B. Murray, son of H. [Hiram] W. Murray and wife, Nancy M. [Lyon] (deceased) was entitled to one-eleventh of the whole amount in right of his deceased mother. James Youree and wife, Susan [Woods]; Andrew J. Woods of Ellis Co., Texas; William Woods and Thomas Woods of Coffee Co.; Nathan Woods and Margaret Woods of Cannon Co. were each entitled to one-sixth of one-eleventh share of the whole in right of their deceased mother, Mary J. [Lyon] Woods, wife of Stephan H. Woods; James F. Lyon was entitled to one-eleventh share of the whole in right of his deceased father, A. [Anderson] M. Lyon; and Thomas B. Lyon was entitled to the share of John Woods through purchase. Said share amounted to one-half of one-eleventh. The petitioners prayed for guidance as to whether to sell the real estate in one lot or whether to divide the land.

February 3, 1875, County Court: John Woods was appointed guardian for Andrew J. Woods, a minor child of Stephen H. Woods and heir at law of Nathan Lyon (deceased).

April 6, 1875, December 7, 1881, County Court: H. [Hiram] W. Murray was appointed guardian for William H. Woods, Thomas Woods, Nathan Woods and Margaret Woods, minor heirs of Stephen H. Woods and heirs at law of Nathan Lyon (deceased).

March 9, 1876, County Court: Thomas B. Lyon, executor of the deceased, made an estate settlement with the court.

August 6, 1877, County Court: Elijah Lyon and Thomas B. Lyon and others vs James F. Lyon et al. A. Lyon had paid his notes amounting to a total of \$6439.60 for the purchase of two lots totaling 266 acres. C. D. Curlee had paid his notes totaling \$3512.00 for the purchase of 172 acres. The total amount after payment of costs had been paid to the heirs. The court divested title from [all the heirs listed above - not reiterated here].

Rutherford Co., TN Marriage records: Calvin D. Curlee married Emily Lyon on January 22, 1859. Cullen Curlee married Margaret E. Lyon on February 10, 1853. Welcome Mankin married Sarah Lyon on February 22, 1849. Stephen H. Woods married Elizabeth H. Lyon on February 22, 1849. W[illiam] R. Manly married Ella J. [Jemima] Mankin on December 21, 1871. Hiram W. Murray married Nancy M. Lyon on November 1, 1843.

697. Lyon, Stephen (colored) Died between June 7 and August 5, 1872, testate.

Will dated June 7, 1872. Will probated August 5, 1872. Item first The testator directed that all of his property be sold except one calico quilt that Isabel [Corless], the oldest daughter of Malinda Corless, was to have. Item second: The testator directed that the rest of his estate be equally divided among Stephen Lyon Jr. and son of his sister, Nelly Lyon, and Edmond Lyon.

August 5, 1870, County Court: The will of Stephen Lyon (colored) was presented for probate, was proven and recorded. T. [Thomas] B. Lyon was appointed administrator with the will annexed of the deceased.

January 31, 1873, County Court: T. [Thomas] B. Lyon, administrator with the will annexed, submitted a list of property sold at auction on August 17, 1872. Edmon Lyon, Stephen Lyon, Daniel Lyon, Henriette Lyon, Alexander Lyon and T. M. Lyon purchased items.

December 8, 1874, County Court: T. [Thomas] B. Lyon, administrator with the will annexed, made a settlement with the court.

Rutherford Co., TN Marriage records: Stephen Lyon (colored) married Sarah Maury (colored) on August 19, 1865.

1870 Rutherford Co., TN Census, Dist. 11 (Barfield): [all Black] Stephen Lyons, 60 VA; Sarah Lyons, 59; Thomas Lyons, 18; Tenn Lyons, 14.

698. Lyons, Emma (colored) Died October 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: Emma Lyon (colored), 23, slave, died October 1849 of Typhoid Fever.

699. Lytle, Ceasar (colored) Died before November 15, 1871, intestate.

November 15, 1871, Circuit Court: Caesar Lytle (colored) vs Robert Lytle. The court noted the death of the plaintiff.

December 5, 1871, County Court: The court noted the death of Ceasar Lytle (colored) and the court appointed Lena [Jones] Lytle (colored) as the administratrix of the estate.

Rutherford Co., TN Marriage records: Cezar Lytle (colored) married Lena Jones (colored) on May 6, 1866.

1870 Rutherford Co., TN Census: [all black] Ceasar Lytle, 65; Lena Lytle, 34; Bromfield Lytle, 11; Francis Lytle, 14; James Lytle, 12; Josephus Lytle, 10; Carter Lytle, 5; Betty Lytle, 3; Anna Lytle, 9 months.

700. Lytle, Ephraim F., Sr. Died February 10, 1868, testate. [Cont;d from Vol. III].

Note: Executrix & widow: Judith E. [Searcy] Lytle, was the daughter of William W. Searcy (died 1846 - see Vol. I).

July 12, 1870, Circuit Court Enrolling Docket #5, Pg. 11: State of Tennessee for use of Martha A. Searcy vs Judith E. [Searcy] Lytle, executrix and Minos L. Fletcher and Thomas J. B. Turner, executors of the testator. The plaintiff sued for breach of bond in that the executrix and executors had up to that point failed to pay over to her \$3000 that she was entitled from the testator's estate. Through agreement of counsel, the amount had been set at \$1948.68 and the court found for the plaintiff.

701. Lyle, John Died September 1849, unknown.

Rutherford Co., TN US Census Mortality Schedules: John Lytle, 83, widowed, born in VA, died September 1849 of old age.

1820 Rutherford Co. Census: John Lyells was listed as born before 1775. [He did not appear on the 1830 or 1840 census].

702. Lytle, Robert Logan, Sr. Died August 31, 1873, testate.

Note: Robert Logan Lytle, Sr. and his wife, Catherine "Kate" Carney Lytle both descended from Captain William Lytle and wife, Nancy [Taylor] Lytle. Robert was the son of William Franklin Pitt Lytle and Kate was the daughter of Ephraim Foster Lytle. Widowed at a young age, Kate married 2nd Andrew M. Alexander. The executors were brother and brother-in-law of the deceased.

Will dated July 21, 1870. Will probated September 3, 1873. After payments of his debts, the testator willed all his property, real and personal, to his wife, Catharine ["Kate"] Carney [Lytle] Lytle, and to his children, Mary Julia Lytle and Robert Lytle, [Jr.] to be equally divided among them, one-third to each. The widow's share was hers for her natural life and when she died, her share was to be equally divided between the children or their representatives. The children's share was to descend to their children when they died. If both children died childless, their estate was to descend to their mother and when she died, the estate was to go to his siblings to wit: Julia Ann [Lytle] Patterson, Mary Catherine [Lytle] Ledbetter and Evander Lytle, one third to each. The testator appointed his wife, Catharine "Kate" Carney [Lytle] Lytle, as his executrix and Evander Lytle and Doctor John Patterson as his

executors. If it became necessary to sell real estate, the executors were to sell town lots first and then out lands. Finally, the testator willed his uncle, Robert L. Logan, \$500.

September 3, 1873, County Court: Robert Lytle's will was presented for probate, was proven and recorded. The two executors qualified and gave bond for \$25,000 without security.

October 7, 1873, County Court: Mrs. Kate C. [Lytle] Lytle, widow of the deceased, appeared in court and dissented from the last will and testament of her late husband. The court ordered her dissent be recorded.

October 7, 1873, County Court: The executors of the deceased's will submitted an inventory of the deceased's property. Included in the inventory were two notes on Dr. W. H. [William Henderson] Lytle and various percentages of crops grown by tenants. The deceased also had open accounts against a number of the tenants. The deceased owned 400 acres of land in Rutherford Co.; 16 acres in town lots in Murfreesboro; a 2-acre lot on Lebanon Pike and a 12-acre lot of cedar land.

November 4, 1873, Chancery Court: Thomas H. Fletcher, commissioner vs Robert Lytle, et al. Robert Lytle (deceased) left a widow, Catharine ["Kate" Lytle] Lytle, and three children, Robert Lytle, Ephriam F. [Foster] Lytle and Mary Julia Lytle, minors.

April 11, 1876, Chancery Court: [Mrs.] Catharine C. [Lytle] Lytle vs Mary J. Lytle, Robert Lytle and Ephraim F. Lytle, minor heirs of Robert Lytle (deceased) and against John Patterson and Evander Lytle, executors of Robert Lytle (deceased). The complainant stated that her husband owned at his death two tracts of land, one of which he held under the will of his father, William F. Lytle (deceased), containing 260 acres, and a second containing 130 acres that Robert Lytle (deceased) purchased from the executors of his father. The complainant claimed dower from these lands and requested the court to appoint commissioners to set her dower aside. The complainant charged that the executors had mishandled the income from rent. They had persuaded her that the rent from the land would be sufficient to pay the debts of the estate but that was incorrect. She claimed that a share of the rent money should have been given to her and her children. She requested the court to make an accounting of the rent money to determine what debts if any had been paid.

October 26, 1876, Chancery Court: In the defendants answer to the above suit, they stated that Robert Lytle had died on August 23, 1873 [tombstone says August 31, 1873]. They listed all the debts paid with the rent money and asserted that the widow had not been misled. They stated that the rapid decline in the value of real estate was partially responsible for the insolvency of the estate. They asked the court's protection as executors of the estate.

April 17, 1877, Chancery Court Enrolled Cases #8, pg. 185: [Mrs.] Catharine C. Lytle vs John Patterson & others. The widow had taken exception with the land given her as her dower. She had received 28 acres more than one-third of her husband's land. The land given her was inferior to much of the remainder by 30 to 50 percent and the Stones River cut off 15 acres. The petitioner prayed that the report of her dower be set aside and another set of commissioners be appointed to set aside her dower.

April 14, 1880, Chancery Court: Joseph A. January vs J. W. Sparks, Clerk and Master and commissioner; John Patterson and Evander Lytle, executors of Robert Lytle (deceased); Mary Lytle; Robert Lytle and E. F. [Foster] Lytle who were minors and heirs of Robert Lytle (deceased) and Evander Lytle in his own right and against his minor children to wit: Mary Lytle; Bessie Lytle and Kate Lytle. Shortly after the executors began to administer the estate, they announced the estate was insolvent and proceeded under the insolvent laws. The court decreed a sale of the deceased's lands to pay the debts. A 9-acre tract was sold to the complainant on December 15, 1877, for \$68 per acre. The complainant had paid \$75 on the first of two notes and both were overdue and the court had notified him that unless he paid them, a judgment would be taken against him. This bill was to enjoin the collection of the notes until his rights could be ascertained. He claimed he purchased the land in fee simple but what he ended up with was the life estate of Evander Lytle. The court ruled in December 1884 that the sale was valid.

October 3, 1876, County Court: Mrs. Kate C. Lytle was appointed guardian for Mary J. Lytle, Robert Lytle and E. F. Lytle, minor heirs of Robert Lytle (deceased).

November 1, 1876, Chancery Court: [Mrs.] Catharine C. [Lytle] Lytle vs Mary J. Lytle, Robert Lytle and Ephraim F. Lytle and against John Patterson and Evander Lytle, executors of Robert Lytle (deceased). The widow had dissented from the will less than one year after probate. In this bill, she applied for dower out of her husband's land that consisted of two tracts totaling 390 acres. The court agreed and appointed commissioners to set aside her dower.

April 19, 1877, Chancery Court: The Clerk & Master after taking an account of the estate of Robert Lytle (deceased) determined that the estate of Robert Lytle (deceased) was indebted to the executors in the sum of \$348.85 and to other creditors in the sum of \$19,583.23. The Clerk & Master stated that all the real estate not covered by dower would have to be sold to pay her debts.

October 18, 1877, Chancery Court: [Mrs.] Catharine C. [Lytle] Lytle vs Mary J. Lytle, Robert Lytle and Ephraim F. Lytle & John Patterson and Evander Lytle, executors of Robert Lytle (deceased). Commissioners reported they set aside 158 acres for the widow's dower including mansion house and outbuildings.

October 18, 1877, Chancery Court: John Patterson & Evander Lytle, executors of Robert Lytle (deceased) vs [Mrs.] Kate C. Lytle, I. B. Collier and others. The executors had collected \$3364.61 in rents and had expended it all to pay debts. The court ordered the sale of all of the testator's real estate to pay remaining debts.

April 17, 1878, Chancery Court: Patterson & Lytle, executors vs [Mrs.] Kate C. Lytle and others. The real estate had been divided into lots for sale. Lot #2 containing over 172 acres was sold for \$31.10 per acre. An undesignated tract of over 8 acres sold for \$27 per acre. Lot #1 containing 123 acres sold for \$31.10 per acre. The remaining interest in the 158 acre dower of Mrs. Kate C. Lytle was sold to Mrs. Kate C. Lytle for \$30 per acre. The firm of Collier & Ellington offered \$500 more than Mrs. Lytle whereupon Mrs. Lytle came to court and offered \$1000 and the court declared her to be the purchaser. The "Grass Lot" containing 82 acres was sold for \$2591.94 paid in cash.

November 1, 1878, County Court: Mrs. Kate C. Lytle, guardian for Mary J. Lytle, Robert Lytle and E. F. Lytle, minor heirs of Robert Lytle (deceased), made a settlement with the court. The children were boarding with Mrs. J. E. M. Lytle.

May 5, 1879, County Court: Catherine C. Lytle, guardian of Mary J. Lytle, Robert Lytle and E. F. Lytle petitioned the court to resign as guardian. Since she had made a settlement with the court and notified her wards of her intentions, she was allowed to resign and Henry Murfree was appointed their guardian.

October 25, 1879, Chancery Court: Patterson & Lytle, executors of Robert Lytle (deceased) vs [Mrs.] Kate C. Lytle and others. Kate C. Lytle had purchased at a sale held by the Clerk & Master on December 15, 1877, the remainder interest in the tract that had been assigned as her dower for \$1000. She had paid the notes and was granted title to the remainder interest in 158 acres.

April 14, 1880, Chancery Court: Joseph A. January vs J. W. Sparks, Clerk & Master; John Patterson and Evander Lytle, executors of R. W. Lytle (deceased); Mary Lytle; Robert Lytle and E. F. Lytle, minors and heirs of R. W. Lytle; Evander Lytle in his own right and against his minor children to wit: Mary Lytle, Bessie Lytle and Kate Lytle. Complainant had purchased a 9acre tract from the estate of R. L. Lytle and it was supposed to be in fee simple. He had paid \$75 on his notes and the remainder was over due and the Clerk & Master had given him until next term of the court to pay the balance due. He sought an injunction claiming that he had been sold the life estate of Evander Lytle vice in fee simple. There were several questions to be answered about the title to the tract. The court agreed with the complainant and recinded the sale.

April 21, 1880, Chancery Court: Patterson & Lytle, executors of Robert Lytle (deceased) vs [Mrs.] Kate C. Lytle et al. The purchaser of a tract of 112 plus acres had paid \$3448.97 his notes in full and a decree of title was issued divesting title from the executors; Mrs, Kate C. Lytle, widow; and the minor children and vested title in the purchaser.

Rutherford Co., TN Marriage records: Robert Lytle married Kate C. Lytle on September 12, 1865. Andrew M. Alexander married Mrs. Kate Lytle on December 23, 1886. John Patterson married Julia Ann Lytle on July 31, 1851. William C. Ledbetter married Mary C. Lytle on April 1, 1866.

1870 Rutherford Co., TN Census, Murfreesboro: Robert Lytle, 32; Catherine Lytle, 21; Mary J. Lytle, 3; Robert Lytle, Jr., 1

Lytle Cemetery, Broad St.: Robert Lytle, 8 Jan 1838 - 31 Aug 1873

Evergreen Cemetery, Murfreesboro: Kate Lytle, 8 Feb 1853 - 15 Sep 1905

703. Lytle, William F. [Franklin Pitt] Died March 9, 1863, testate. [Cont'd from Vol. III].

Note: William was married 3 times: There were 10 children from the 3 marriages. The widow, Sophia Ridgely [Dashiel] Lytle, his third wife, married 2nd Capt. Carter B. Harrison on June 27, 1864.

March term, 1865, Circuit Court Enrollment Docket #1, pg. 53: C. [Carter] B. Harrison & wife, Sophia [Dashiel - Lytle] vs L. H. Carney. Sophia [Dashiel - Lytle] Harrison, executrix, was suing the defendant for a debt of \$4498.81. At the same term, the executrix sued Samuel J. Graham for a debt of \$1100.

June 3, 1875, Chancery Court: Evander Lytle, W. H. [William Henderson] Lytle, and other heirs of W. F. [William Franklin Pitt] Lytle (deceased). Mrs. Mary L. [Oslin] Parker, wife of J. W. Parker, had purchased a one-acre lot for \$200 but no report of sale had ever been made. The sum had been paid and the court vested title in the purchaser.

August 30, 1875, February 6, 1878, November 5, 1879, County Court: John Lytle, guardian for Marion Lytle and Eva Lytle, minor heirs of William F. Lytle (deceased), made a settlement with the court.

June 1, 1876, Chancery Court: C. [Carter] B. Harrison & wife, Sophia R. [Dashiel - Lytle], executors of W. F. Lytle (deceased) vs Robert Lytle et al. The death of Robert [Logan] Lytle was noted and recognized John Patterson and Evander Lytle as his executors. The order of reference in this case was revived at the October term 1875. The cause served John Lytle, executor; John Patterson and wife, Julia [Lytle]; Evander Lytle; William H. Lytle; John Patterson and Evander Lytle, executors of Robert Lytle (deceased); E. [Erasmus] D. Hancock; J. [Joseph] B. Palmer and J. W. Burton. A taking of the account was conducted on March 27, 1876. When the account was completed, it was determined that John Lytle, executor, was charged the amount of \$20641.94 and was credited with \$11,122.04. That left a balance of \$9339.90 in John Lytle's hands. The balance in his hands consisted of

judgments and debts due the estate of William F. Lytle (deceased) that had not been collected. When collected, the executor was to account for the money with interest thereon accrued. The will of W. F. Lytle (deceased) left a legacy of \$6000 to his daughter, Mary C. Lytle, who married William Ledbetter. The legacy was for the purchase of Negroes. The complainants raised the question of whether the legacy had failed due to the emancipation of Negroes. The Supreme Court of Tennessee affirmed that Mary C. [Lytle] Ledbetter was entitled to the legacy. Part of the legacy had been paid to William Ledbetter, trustee for his wife. There was a balance due of \$4410.64.

November 1, 1876, Chancery Court: John Lytle, surviving executor of William F. Lytle (deceased) vs [Mrs.] Catharine C. "Kate" [Lytle] Lytle, Mary J. Lytle, Robert L. Lytle and Ephraim F. Lytle, the last three were minors under guardianship of Catharine C. [Lytle] Lytle, John Patterson and Evander Lytle, executors of the Robert Lytle's (deceased) estate. On July 5, 1870, the complainant under terms of the testator's will sold Robert Lytle certain parcels of land for a total of \$2773. The notes were not paid and the complainant recovered a judgment against the executors of Robert Lytle (deceased) in Circuit Court for \$3525.30. The court ruled that the land be auctioned for payment of the judgment.

April 16, 1877, Chancery Court: Evander Lytle, guardian vs Richard Lytle and others. Evander Lytle had paid Richard Lytle, his ward, \$415.62, the full amount due him and made a final settlement with the court. He also paid \$828.96 to Sophia R. [Dashiel - Lytle] Harrison the balance due from him and made a final settlement with the court.

October 17, 1877, Chancery Court: John Lytle, executor of William F. Lytle (deceased) vs [Mrs.] Catharine C. "Kate" [Lytle] Lytle and others. The Clerk & Master sold on September 29, 1877, lots 1, 2, 3, and 4 of the W. F. Lytle lands near the railroad depot. John F. Lytle, executor of the deceased's estate, purchased all the lots for \$4126.37 for the use and benefit of W. F. Lytle's estate. The decree allowed him to bid the amount of debt due on the lands. He paid the costs and commission and his judgment was credited in full for the balance. Title was divested of Catharine C. "Kate" [Lytle] Lytle, Mary J. Lytle, Robert Lytle and Ephraim F. Lytle and vested in John Lytle, executor, for the use and benefit of the deceased's estate.

April term, 1878, Chancery Court: John Lytle vs Robert Lytle et al. The Clerk & Master reported that John Lytle, executor, had paid Evander Lytle, guardian of Richard Lytle and Sophia Lytle, \$600 each; William Ledbetter and wife, \$600; F. [Frank] H. Lytle for his son, W. F. Lytle, \$600; Robert Lytle, \$600; John Patterson and wife, \$600; John Lytle, guardian for Marion Lytle and Eva Lytle, \$1200; and W. H. Lytle, \$600. The executor had paid [Mary] Catharine [Lytle] Ledbetter, wife of William Ledbetter, \$3720 on her legacy of \$6000 and had paid the full \$1000 legacy to Evander Lytle. There was no evidence that the executor had paid Richard Lytle, Marion Lytle, Sophia E. Lytle or Eva Lytle any of their legacies.

May 18, 1878, Chancery Court: The U. S. Government had allowed \$21,755.40 for damages that occurred during the war. Of this, \$5438.55 had been paid to lawyers and claims agents leaving \$16,316.55 in the hands of the executor who was to receive 5% as commission. After this was deducted, the executor was to pay C. B. [Carter B.] Harrison & wife, \$1400 out of the fund. Two-elevenths of this amount was to held by John Lytle as guardian of Marion Lytle and Eva Lytle until they became of age. If either of them did not require payment, \$127.27 was to be returned to the Harrisons. William Ledbetter and wife had agreed that after the \$1400 had been deducted from the fund, that the sum of \$500 was to go to the Harrisons and said \$500 was to be a payment of that sum on the legacy of the wife of William Ledbetter. It was further agreed by John S. Harrison and wife, Sophia [Lytle], that the executor would pay out of said fund \$150 to the Harrisons which was to be a payment on the legacy of Sophia [Lytle] Harrison under the will of her father. It was further agreed by Richard Lytle that \$200 from said fund be paid to William H. Lytle that was to be a payment on the legacy of Richard Lytle under the will of the testator. It was also agreed by Evander Lytle that the executor was to pay \$50 to Dr. W. H. [William Henderson] Lytle that was to be a credit on the legacy of Evander Lytle under the will of the testator of \$1000. The executor was also to pay \$50 to Dr. W. H. Lytle that was to count on the legacy of Sophia [Lytle] Harrison. The executor was also to pay to C. B. Harrison and wife an amount to bring their total to \$2050.

March 1, 1880, County Court: John Lytle, guardian of Eva Lytle, a minor child of W. F. Lytle, submitted his resignation. The resignation was accepted and Evander Lytle was appointed her guardian. Richard Lytle, a resident of New York, provided security through their court system and appointed E. [Erasmus] D. Hancock as his attorney-in-fact to sign his name on papers.

April 21, 1880, Chancery Court: John Lytle, surviving executor of W. F. Lytle (deceased) vs John Patterson et al. On September 30, 1864, the original executors of the estate had filed a bill against John Patterson & William H. Lytle and others to enforce a vendors lien against land that John Patterson had purchased from W. F. Lytle during the latter's lifetime. Before the land could be sold on September 27, 1867, the Harrisons resigned as executors. E. F. [Ephraim Foster] Lytle and John Lytle qualified as executors. E. F. Lytle then died further delaying the sale. The land was sold on October 29, 1867 to William Ledbetter who gave two notes each for \$7900, one due in six months and the second due in twelve months. William Ledbetter paid part of the purchase money and the Clerk & Master brought a suit against him for the balance due and a judgment was rendered on April 28, 1871. Subsequently payments were made on the judgment but as of May 13, 1880 there was a balance due of \$6451.94. A commissioner was appointed to resell the land consisting of a tract of 62 acres and another of 117 acres of which 30 acres known as the "Fairground Tract" had previously been sold with the approval of the court.

August 14, 1880, Chancery Court Enrolled Cases #10, pg 586: State of Tennessee for the use of Marion D. Lytle vs John Lytle; Charles H. King; William F. Overall; John H. King; T. [Thomas] M. King in the proper person and against John Lytle; C. H. King

and Charles Moore, administrators of James M. King (deceased). John Lytle had become guardian of Marion D. Lytle on August 1, 1870 and gave bond for \$10,000. In August 1875, the bond had been increased to \$25,000. The guardian had made his settlements with the County Court from time to time. On April 1, 1879, the guardian owed his ward \$10,096.47. The complainant averred that the guardian had used a significant amount of his funds for the benefit of his sisters, Sophia [Lytle] Harrison and Eva Lytle. The court ordered these funds refunded. The complainant prayed the court to review other settlements for accuracy.

May 3, 1881, County Court: John Lytle, executor of W. F. Lytle (deceased), had died. Evander Lytle applied for and was appointed administrator de bonis non with the will annexed. He gave bond for \$6000 with William Ledbetter, Richard Lytle and John Patterson as securities.

May 15, 1881, Chancery Court Enrolled Cases #11, pg 126: John Lytle, guardian of Marion D. Lytle, for the use of Marion D. Lytle vs John S. Harrison and wife, Sophia E. [Lytle] Harrison of Missouri. On November 6, 1873, John Lytle, then the guardian of Marion D. Lytle, had obtained a judgment for \$2638.80 against the defendants for the use of his ward. As executor of W. F. Lytle's estate, he had been directed to take whatever came into his hands destined for Mrs. Harrison and apply it to the amount owed his ward. The debt was the result of a significant amount of his money being used for the support and education of Sophia E. Lytle before she married John S. Harrison. His guardian had paid Marion D. Lytle a total of \$2448 from money he had received as executor and the sums were applied to the judgment against the Harrisons. There remained unpaid \$1100 in principal and interest. Most of the money from the testator's estate had been collected so there was little prospect for more money coming into the executor's hands that could have been applied to the judgment. Marion D. Lytle who had come of age sued to attach the life estate of Sophia [Lytle] Harrison in some land willed to her by her father.

June 9, 1881, County Court: An inventory of the estate of William F. Lytle (deceased) was presented in court.

July 4, 1881, County Court: Evander Lytle, guardian of Eva Lytle, minor heir of W. F. Lytle (deceased), made a final settlement with the court.

Rutherford Co., TN Marriage records: John W. Parker married Mary L. Oslin on October 20, 1859. Capt. C. B. Harrison married Sophia R. Lytle on July 31, 1851. John Patterson married Julia Ann Lytle on July 31, 1851. William Ledbetter married Mary C. Lytle on April 1, 1866. Robert Lytle married Kate C. Lytle on September 12, 1865.

704. No entry for this number.

705. Mace, R. F. Died January 1860, unknown.

Rutherford Co. US Census Mortality Schedules: R. F. Mace (male), 21, born in GA, died January 1860 of Quinsey.

706. Major, E. (colored) Died October 1859, unknown.

Rutherford Co. US Census Mortality Schedules: E. Major (female), 50, slave, born in VA, died October 1859 of pneumonia.

707. Majors, Susan (colored) Died February 1850, unknown.

Rutherford Co. US Census Mortality Schedules: Susan Majors (colored), 60, slave, born VA, died February 1850 of apoplexy.

708. Mallard, George [W.] Died July 25, 1864, intestate.

Note: George [W.] Mallard was the [unmarried] son of William (died 1862 - see Vol. III) and Elizabeth [Spence] Mallard.

March 3, 1873, October 4, 1875, June 7, 1877, June 9, 1880, County Court: Mrs. Elizabeth [Spence] Mallard was appointed guardian for Samuel B. Mallard and Mary Elizabeth Mallard, minor children of William Mallard (deceased) and minor heirs at law of George Mallard (deceased).

1860 U. S. Census, Dist. 20 (Fosterville): William Mallard, 47; E. Mallard (f), 41; M. A. Mallard (f), 19; M. J. Mallard (f), 16; G. W. Mallard (m), 17; R. M. Mallard (m), 16; J. E. Mallard (m), 14; W. B. Mallard (m), 12; N. T. Mallard (f), 9; S. P. Mallard (m), 8; S[amuel] B. Mallard, 4.

Spence Cemetery, Rock Springs Rd.: George Mallard, 6 Mar 1843 - 25 July 1864. William Mallard, 19 Apr 1813 - 12 Aug 1862, & wife, Elizabeth [Spence] Mallard, 6 Nov 1819 - 19 Sep 1902.

709. Malone, William N. Died July 1847, testate. [Cont'd from Vols. I & II].

Note: Widow & Executrix: Mariah J. [Hoover] Malone, was the daughter of John Hoover (died 1845 - see Vol. I & II).

November 14, 1878, Circuit Court: C. Beesly vs M. J. [Mrs. Mariah J. Hoover] Malone, A. [Andrew] J. Malone, T. [Thomas] M. Malone and J. D. Nelson. The plaintiff had filed suit against the defendants seeking \$995.20 in overdue debt plus \$283.15 in accrued interest. The defendants did not appear in court and a default judgment was issued. The plaintiff agreed that the issuance of a Fi Fa could be delayed until March term, 1879.

October 29, 1879, Chancery Court: E. [Edward] L. Jordan and W. [William] Y. Elliott vs Mrs. Mariah J. [Hoover] Malone. The complainants were the owners of an undivided interest in remainder of a tract of 350 acres that had been the dower of the defendant. The interest in the remainder originally belonged to the four children of the defendant and her late husband to wit: Andrew Malone; R. [Richard] D. Malone; Mrs. [Bowen] Peyton, formerly Julia Malone and T. [Thomas] M. Malone. Mrs. Peyton had died and her interest belonged to her children. A. [Andrew] J. and T. [Thomas] M. Malone still owned their one-fourth share each. R. [Richard] D. Malone had been forced to sell his interest by the court and A. L. Jordan, W. Y. Elliott, A. [Andrew] J. and T. [Thomas] M. Malone purchased it for \$3661.39. Jordan & Reed purchased a fraction of the one-fourth interest. Mrs. M. J. Malone was still the owner of the dower interest and she was living on it and controlling it. The complainants charged that Mrs. Mariah J. [Hoover] Malone was wasting the timber on the land by having it cut, sawn into lumber, made into rails and hauled off the place and sold. They charged that the cutting was not for the purpose of clearing the land for cultivation, nor was it for the purpose of enhancing the value of the land. It was not being cut for firewood or repairing or erecting buildings or fences. When stripped of timber, the place would be completely valueless. The complainants prayed for a judgment in favor of complainants for the amount of waste in proportion to their interest in the land. They also asked for an injunction to halt further cutting. The court ordered the Clerk & Master to take an account of the waste already committed and report the next term. The court also issued a perpetual injunction against the defendant to prevent further cutting of timber.

Rutherford County, TN Marriage records: John W. Peyton married Julia A. Malone on March 4, 1857.

710. Maloy, Silvey (colored) Died before August 6, 1872, intestate.

August 6, 1872, County Court: The court noted the death of Silvey Maloy (colored) and appointed Harry Ransom (colored) as her administrator. Henry Tompkins (colored) and H. M. Mitchell (colored) provided security.

September 9, 1872, County Court: Harry Ransom (colored), administrator of the estate, submitted a list of property sold at auction on August 31, 1872.

711. Maney, James, M. D. Died November 12, 1872, testate.

Genealogy: Dr. James Maney (b. Hertford Co., NC 9 Feb 1790, d. Murfreesboro, 12 Nov 1872) m. 23 July 1812, Sarah "Sallie" Hardy Murfree (12 Feb 1793 - 12 Aug 1857), daughter of Col. Hardy Murfree. [Both buried in Old City Cemetery, Murfreesboro.]

1. Frances E. Maney (1813-1838) unmarried.
2. Mary W. Maney (1816 -) m. 30 Nov 1836, Edwin Augustus Keeble, Sr. (1808 - 1868). Children: James M. Keeble, b. 1842; Sallie Keeble, b. 1845; Edwin A. Keeble, Jr., b. 1847, m. 26 Dec 1872, Tennie Easley; Thomas N. Keeble, b. 1848; Walter B. Keeble, b. 1850; Mary "Mollie" B. Keeble m. 6 Dec 1871, Joseph P. Childress
3. James H. Maney (1818-1838) unmarried.
4. Thomas H. Maney (27 Jan 1821 - 20 Mar 1847) m. 12 Oct 1841, Fanny M. Bell (22 Aug 1820 - 21 Oct 1847), daughter of John Bell [apparently, no descendants].
5. Lewis Meredith Maney, Sr. (5 Aug 1823 - 16 Mar 1882) m. 8 Dec 1846 in Williamson Co., TN, Rachel Adeline Cannon (11 June 1826 - 7 Jan 1911), daughter of Gov./Col. Newton Cannon. Children:
 - 5A. Sally Fanny Maney (1847-1931) m. 19 Nov 1868, Ephraim L. Turner
 - 5B. Newton Cannon Maney (1849-1934) m. 10 Feb 1897, Augusta P. Pickard
 - 5C. James Maney (1850-1940) died in California
 - 5D. Shelly Maney (1855-1912) m. 8 July 1879, Horace Childress (1856-1891)
 - 5E. Lewis Meredith Maney, Jr. (1858-1944) died in California
6. David Dickinson Maney (11 Nov 1828 - 2 Mar 1899) m. 10 Oct 1849, Mary Louisa Bell (Oct 1827 - 1 Jan 1903), daughter of John & Sarah L. Dickinson Bell. Children: Sallie Maney, b. 1853; Kate Maney (1855-1900) m. 23 Dec 1879, Harry H. Simmons; Mary Bell Maney (1862 - 1901), unmarried; Fannie P. Maney, b. 1868

Will dated June 6, 1866. Will probated December 3, 1872. 1st: The executor was to promptly pay all debts. 2nd. To his daughter-in-law, Mary E. [Dickinson - Bell] Maney, wife of his son, D. D. [David Dickinson] Maney, a tract of land containing 278 acres, another tract containing 146 acres and a third tract adjoining the previous containing 61 acres to have and hold during her natural life for the benefit of her children. At her death, to give the same land to the children of D. D. and Mary E. [Dickinson - Bell] Maney to have forever. The testator listed the following advances to his son, D. D. Maney to wit: a tract of land containing 300 acres; a house and lot in Murfreesboro, a law office also in Murfreesboro, \$1200 paid for him at the Telegraph printing office and \$2000 cash advance. These along with the property devised to his family were valued at \$45,000 to \$50,000 exclusive of the slave property previously given to him. 3rd. To his daughter-in-law, Adaline [Cannon] Maney, wife of his son, L. [Lewis] M. Maney, a tract of land that contained his former residence including the mansion house and spring containing 214 acres to hold during her lifetime. At her death, the land to the children of L. M. and Adaline [Cannon] Maney to have forever. The testator charged the following advancements to L. M. Maney to wit: 1000 acres of land and \$4000 in cash. These along with the property devised to his family were valued at \$44,000 exclusive of the slave property previously given to him. 4th. To the children of his daughter, Mary W. [Maney] Keeble, a house and lot in Murfreesboro at the corner of College and Spring streets, a tract of land containing 640 acres and a tract of land containing 264 acres from his homestead. The property was to be the children's forever. The testator charged the following advancements against his daughter to wit: \$2000 in case which with the real estate devised to the children made a total of \$41,000 exclusive of the slave property previously given. The testator also willed and directed that the land reserved by him lying around the Baptist Female Institute be divided equally between his two sons, L. M. Maney and D. D. Maney, and the children of his daughter, Mary W. [Maney] Keeble. 5th. The executors were to sell all the real estate in Mississippi when it would be most advantageous. The funds coming into their hands from the sale and any other funds belonging to the testator were to be divided equally among his two sons and the children of his daughter. The money for the children of his daughter was to be invested. 6th. The lands given to the testator's two sons had been laid waste and greatly injured by the armies encamped there and the lands given to the children of testator's daughter had escaped injury, the testator released his two sons from the payment of any sum of money as an amount due for any excess in value of the property assigned them. 7th. His son-in-law, Edwin A. Keeble [Sr.], would have the use of the dwelling house occupied by him during his life for the benefit of himself and the children of the testator's daughter, Mary W. [Maney] Keeble (deceased). The testator appointed Edwin A. Keeble trustee for his children to manage their property and requested the children allow their father a reasonable support from the proceeds of their property. 8th. The testator appointed Lewis M. Maney, David D. Maney and Edwin A. Keeble as his executors and released them from the burden of giving security.

January 25, 1864, County Court: Dr. James Maney and Lewis M. Maney of Murfreesboro entered into an agreement with J. W. Johnson of New Castle, Lawrence Co., PA whereby Mr. Johnson would farm for the next five years about 500 acres lying adjacent to Murfreesboro. Mr. Johnson was to be given immediate possession so that he could begin preparations for planting cotton. The Maneys were to pay one-half of the expenses in exchange for ownership of one-half of the stock and one-half of the profits of the cotton crop. Mr. Johnson was to observe ordinary care and diligence in caring for the property entrusted to his care.

June 2, 1875, Chancery Court: Mollie L. Reeves by next friend vs W. [William] L. Murfree et al. The court on June 6, 1874, had ordered the sale of 15 acres known as part of the Mrs. [Fanny] Priscilla [Dickinson] Murfree, Grantland tract. The land had been sold to Anthony Blackman (colored) who had not paid the note prior to October 1, 1874. The land was auctioned on March 1, 1875, and sold for \$27 per acre. The amount realized was credited against the debt due from W. L. Murfree to Mollie L. Reeves.

June 2, 1875, Chancery Court: Lockett W. Reeves vs L. M. Maney, D. D. Maney and others. Defendants Shellie Maney, Lewis Maney, Jr., Kate Maney, Mary Maney, Jr. and Fanny P. Maney were minors so a guardian ad litem was appointed for them.

Undated, possibly 1884, Chancery Court: In a joint answer to the bill of E. [Edward] L. Jordan and M. Ransom, L. [Lewis] M. Maney and D. [David] D. Maney, executors; and of Adaline [Cannon] Maney; N. [Newton] C. Maney; James Maney; Shelly Maney; Lewis Maney Jr.; E. [Ephraim] L. Turner and wife, Fanny [Maney]; Mary L. Maney; M. A. Burrus and wife, Sallie [M. A. Burrus married Sallie E. Maney on January 8, 1875 in Robertson County]; Kate Maney; Mary Maney Jr.; Fanny P. Maney; and of James M. Keeble; Mollie B. Childress and of N. B. Black stated they required proof regarding the statements in the suit. They stated that the complainants must look to the executors of Dr. James Maney (deceased) to settle the judgment. The respondents noted that the will of the deceased purportedly divided to them considerable real estate lying around Murfreesboro. They insisted that the testator did not die possessed of the property and that they were seized of the property in the testator's lifetime based on the following history: On September 21, 1857, the testator possessed several parcels described in his last will except a tract of 160 acres afterwards described. As of September 21, 1857, this tract of land had descended to Lewis M. Maney and D. [David] D. Maney and to Mary [Mary W. Maney] Keeble, the mother of respondents by that name and Mollie [Mary B. Keeble] Childress. This land they had inherited from their mother, Mrs. Sally [Murfree] Maney, the wife of the testator. According to them, the death of their mother caused their father to break up housekeeping and divide his property among his children. To enable him to do this, Lewis M. Maney, D. [David] D. Maney and Mary [Maney] Keeble conveyed the land to their father the consideration being "five dollars to each paid and for the further consideration of enabling Doctor James Maney, the father of Lewis M. Maney, David D.

Maney and of Mary [Maney] Keeble to make suitable family arrangements and settlements and to dispose of the land as he thought proper and best." Soon after this conveyance, the testator selected three commissioners and had them divide all his lands into three parts except he reserved about 25 acres of the 160 acre tract and a large plantation and another tract of land in Mississippi and lands in West Tennessee. The testator approved the partition made by the commissioners, put his children in possession of the parts severally allotted to them, and they thence forward claimed, occupied and possessed the lands with his full knowledge and approbation. The testator's will gave his daughter and his daughters-in-law just as it was partitioned by the commissioners. Due to the war and the death of Mrs. Mary [Maney] Keeble, the testator made alterations as he thought proper under the change brought about by these events. The partition had included only the home place and the 160 acres conveyed to him by his children less 25 acres. The partition gave Adaline [Rachel Adaline Cannon Maney] and the three children of herself and L. [Lewis] M. Maney [Sr.] 214 acres including the mansion house. Mary [Bell] Maney and the children of herself and David D. Maney received 300 acres and Mary [Maney] Keeble received 264 acres. On the date of this response, Adaline [Cannon] Maney and her children still possessed their portion of the lands but the other devisees had sold their real estate. D. [David] D. Maney had sold his share during the testator's lifetime and this 300 acres was listed as an advancement in the testator's will. Sally Keeble answered that the house and lot in Murfreesboro at the corner of College and Spring streets had been put into possession of her mother about 1837 and was the homestead of the family until the death of her father in 1868 and she had claimed it afterwards taking the rents on it for her own use. She added that her father had made improvements to the house so it was now worth about twice its original value. The land mentioned in the will as purchased from James C. Moore had been allotted to Mary W. [Maney] Keeble as early as 1852 and had been used and occupied exclusively by their mother and father as long as they lived and the gift of the land in the will of 1866 was simply an affirmation of what had been done long before. Note: E. [Edward] L. Jordan and M. Ransom objected strenuously to the validity of the arguments in the respondents answer above.

October 11, 1884, Chancery Court: An unknown quantity of land was auctioned that had been divided into at least fifty lots.

November 18, 1884, Chancery Court: A commissioner auctioned the E. [Edwin] A. Keeble residence at the corner of College and Spring streets for \$3000. J. W. Sparks was the purchaser. Note: Col. Edwin A. Keeble had died on August 26, 1868 – see above.

October 22, 1890, Chancery Court: A report by a former commissioner showed that there was \$7656.05 net proceeds from land sold that he had in his hands to pay debts. The estate owed Mollie Reeves, \$11,766.20; Lockie Reeves, \$3119.83; M. Ransom, \$3137.12; E. [Edward] L. Jordan, \$2113.37; and J. W. Nelson, \$14.11 totaling \$20,150.63. The commissioner was to pay \$4470.15 as a prorata to the estate of I. B. Callin (deceased) for Mollie Reeves. The remaining funds were to be paid prorata to the other debtors.

April 27, 1894, Chancery Court: The Clerk & Master reported the sale of 1,428 acres of land in Dyer County for \$1000.

712. Maney, Stewart Died before October 3, 1870, unknown.

October 3, 1870, County Court: J. L. McKnight was allowed \$8 for a pauper coffin for Stewart Maney (deceased).

713. Mangrum, Sallie [Crick] Died July 1879, unknown.

Rutherford Co. US Census Mortality Schedules: Sallie Mangrum, 48, married, died July 1879 of diarrhea.

1870 Rutherford Co., TN Census, Dist. 10 (Versailles): Joshua Mangrum, 42; Sarah Mangrum, 39; Lafayette Mangrum, 18; Lorenzo Mangrum, 16; John Mangrum, 13; Jacob Mangrum, 12; Rebecca Mangrum, 10; Lenny Mangrum, 6; Nancy Mangrum, 4; William Mangrum, 1; Nancy Crick, 75 SC.

Rutherford Co., TN Marriage records: Joshua Mangrum married Sarah "Sallie" Crick on July 22, 1851.

714. Mankin, Aloey (colored) Died before April 5, 1875, intestate.

April 5, 1875, County Court: S. J. Cobb had been allowed \$5 for holding an inquest over the body of Aloey Mankin (colored).

715. Mankin, James A. Died April 1871, intestate.

Note: The widow, Susan C. [Halliburton - Pinkard] Mankin, had first married William Pinkard, who died in 1853 (see Vol. II & III).

June 5, 1871, County Court: The court noted that James A. Mankin had died and Dallas P. Jacobs was appointed administer of the estate. Susan C. [Halliburton - Pinkard] Mankin, widow, provided part of the security. Commissioners were appointed to allot and set apart provisions for one year for Susan C. [Halliburton - Pinkard] Mankin, widow of the deceased.

July 5, 1871, County Court: D. [Dallas] P. Jacobs, administrator, submitted an inventory of notes due and accounts and a list of articles sold at auction on June 23, 1871.

October 20, 1871, County Court: Commissioners reported they had set aside provisions for one year for Susan C. [Halliburton - Pinkard] Mankin, widow of the deceased.

October 1872, Chancery Court: R. [Robert] L. Howland & D. P. Jacobs, administrator of James Mankin (deceased) and Susan [Halliburton - Pinkard] Mankin vs Mary J. Mankin; James Mankin; Charles Mankin; Martha Mankin; John Mankin and William Mankin, all minors. James Mankin (deceased) and R. [Robert] L. Howland had been partners and merchants trading in Rutherford County and had purchased one-fourth of an acre with a storehouse. James Mankin (deceased) had died leaving Susan [Halliburton - Pinkard] Mankin as his widow and the defendants as his children. When the intestate died, the firm was in debt over and above their assets including the storehouse tract. The defendants through their guardian ad litem asked for an accounting of the debts of the firm.

November 29, 1872, Circuit Court: James Mankin vs D. P. Jacobs, administrator of James A. Mankin (deceased). A jury had found in favor of the plaintiff in the sum of \$1996.56 and had found for the defendant in his plea of insolvency of the estate of his intestate. The court considered that the plaintiff recover his prorata share from the estate of the defendant's intestate.

January 6, 1873, County Court and Enrolled Cases #3, pg 339: Susan C. [Halliburton - Pinkard] Mankin, widow, and D. P. Jacobs, administrator of James A. Mankin (deceased), vs Mary J. Mankin et al. The personal assets of the intestate that had been realized from all sources amounted to about \$200. The intestate had owed about \$3500 so it would be necessary to sell real estate to raise funds to pay debts. The intestate had died owning two tracts of land totaling 142 acres. The widow was entitled to her dower from that land. Commissioners were appointed to set aside the dower to include the mansion house and other outbuildings and a commissioner was appointed to sell the land including remainder interest in the dower at auction.

March 4, 1873, County Court: Susan C. [Halliburton - Pinkard] Mankin, widow, and Dallas P. Jacobs, administrator of James A. Mankin (deceased), vs Mary J. Mankin et al. Commissioners had assigned 47 acres plus 8 acres of woodland to the widow for her dower. The remaining land had been offered at auction on January 30, 1873. W. B. Mankin had purchased all the tracts offered at auction for an aggregate total of \$2545.43.

February 3, 1875, County Court: Susan C. [Halliburton - Pinkard] Mankin, widow, and Dallas P. Jacobs, administrator of James A. Mankin (deceased) vs Mary J. Mankin, et al. heirs at law of deceased. The clerk and commissioner had sold 53 acres and 34 acres of timber land and had taken a note for \$1115.24 due in twelve months as the first payment and a note for the same amount due in eighteen months as the second payment.

July 6, 1875, County Court: Susan C. [Halliburton - Pinkard] Mankin, widow and D. P. Jacobs, administrator of James A. Mankin (deceased) vs Mary J. Mankin, et al, heirs at law of the deceased. The clerk reported W. B. Mankin had paid the last two notes on the land he purchased and was entitled to a decree of title. The administrator had \$2658.98 on hand.

December 10, 1875, County Court: Dallas P. Jacobs, administrator of the deceased's estate, made a settlement and a prorata distribution with the court.

November 4, 1878, County Court: Martha Mankin vs Charles Mankin & others. The commissioners reported they had set aside 25 acres plus mansion house and other outbuildings as the widow's \$1000 homestead and 55 acres as the widow's dower.

February 21, 1885, County Court: J. [John] W. Mankin and wife vs C. [Charles] H. Mankin and others. Susan C. [Halliburton - Pinkard] Mankin had died on or about November 24, 1884, intestate. Her personal estate was sufficient to pay her debts.

March 24, 1885, County Court: J. [John] W. Mankin and wife vs C. [Charles] H. Mankin and others. The court admitted the death of Mrs. Susan C. [Halliburton - Pinkard] Mankin. J. W. Mankin had been appointed as her administrator.

May 1, 1885, County Court: J. W. Mankin and wife vs C. H. Mankin and others. James A. Mankin was the father of Mattie [Martha] Mankin; C. [Charles] H. Mankin; J. [James] A. Mankin and W. [William] A. Mankin. James A. Mankin had died in April 1871 and his wife, S. [Susan] C. [Halliburton - Pinkard] Mankin, had died in the latter part of 1884. The intestate had owned 141 acres of land at his death. After his death, his wife had been assigned a dower of 55 acres but no homestead. The land was valued between \$4,000 and \$5,000. The balance of the land including the remainder interest in the dower had been sold for \$2545 and the proceeds were applied prorata against his debts. The estate had been administered as an insolvent estate. After the sale of the land, the widow had sold her dower to W. B. Mankin who had purchased the remainder interest in her dower.

June 1, 1885, County Court: Commissioners reported they had set aside over 32 acres as a homestead for the minor children of Mrs. Susan C. Mankin (deceased).

Rutherford County Marriage records: William Pinkard married Susan C. Halliburton on March 3, 1852. James A. Mankin married Susan C. Pinkard on January 16, 1855.

1870 U. S. Census, Dist. 25 (Millersburg): James Mankin, 38; Susan Mankin, 37; Mary J. Mankin, 14; James B. Mankin, 12; Charles Mankin, 10; Mattie Mankin, 6; John Mankin, 4; William Mankin, 2; Charles Pinkard, 60; George Pinkard, 22 Physician; James Pinkard, 29.

716. Manor, Mills Died between August 15 and December 5, 1848, testate. [Cont'd from Vols. I & II].

Tennessee Telegraph, March 10, 1849: John D. Gilmore and Isaac C. Miller, executors of Mills Manor (deceased), James Manor, Joseph J. Manor and others. Petition to divide slaves. The clerk determined that James Manor, Joseph Manor and David M. Manor were residents of Texas and Joseph M. Robertson, James H. Robertson, John J. Robertson, William F. Robertson, Lavina J. Robertson, Elizabeth M. Robertson, Lucy A. Robertson, Alfred N. Robertson, Rhoda P. Robertson, Richard E. Robertson, Lexana E. Robertson, Mary L. Robertson and Alfred C. Robertson were residents of Missouri. All defendants were heirs at law of Mills Manor (deceased). The court had published this notice so that the defendants would appear at the next session of the Circuit Court in Murfreesboro to answer or demur to the petition to divide slaves.

717. Marable, Isaac M. Died before April 4, 1870, unknown.

April 4, 1870, County Court: William N. Mason was allowed \$5 for holding inquest on the body of Isaac M. Marable.

718. Marable, Mathew Died in 1867 prior to October 9, 1867, testate. [Cont'd from Vol. III].

Note & Corrections: Wife & executrix: Permelia Marable; Executor: Matthew N. Marable. Children: Mary C. [Marable] Richardson (deceased) 1st wife of John Richardson; James R. Marable; Joseph R. Marable; [Permelia] Frances [Marable] Lester, wife of Charles S. Lester; Sarah Marble; [Nancy] Catharine [Marable] McClaran, wife of Felix G. McClaran; Matthew N. Marable; Tabitha [Marable] Richardson, 2nd wife of John Richardson; Champion H. Marable. Grandchildren: Permelia McClaran, daughter of Felix & Nancy Catharine [Marable] McClaran, married William Degarris. Children of Permelia Frances [Marable] Lester: Martha Lester married Fountain Marable; Mary Lester married Guy Vaughan; John H. Lester; Emily J. Lester (deceased) married W. P. Glymp. Daughters of John & Mary C. [Marable] Richardson: Mary C. Richardson married William D. Bradley; Sarah A. Richardson married 1st Joseph L. Littleton & 2nd Smith C. Whitfield; and Virginia C. "Ginnie" Richardson (deceased) married Robert F. Lunn [their children were Wallace Lunn & Lula Lunn]. William G. Richardson, son of John and Tabitha [Marable] Richardson.

December 5, 1874, County Court: M. [Matthew] N. Marable, executor of Mathew Marable (deceased), made an estate settlement.

December 8, 1874, County Court: A sale list of the personal property of the Mathew Marable (deceased) had auctioned off on November 14, 1874 was presented to the court.

April 19, 1876, Chancery Court Enrolled Cases #7, pg. 5: M. [Matthew] N. Marable, executor of Mathew Mrable (deceased); Champion H. Marable; Sarah Marable; Parmelia [McLaren] DeGarris and husband, William DeGarris; Cynthia (Catharine ?) [Marable] Lester and husband, Charles Lester; Martha [Lester] Marable and her husband, Fountain Marable; Mary [Marable] Vaughan and her husband, Guy Vaughan and John H. Lester, the last three to wit: Charles, Mary and John H. were the children of [Permelia] Frances [Marable] Lester (deceased). All the previous lived in Rutherford Co.; Joseph R. Marable; Smith C. Whitfield and wife, Sarah A. [Richardson - Littleton]; William D. Bradley and wife, Mary C. [Richardson] Bradley of Williamson Co.; James R. Marable of Shelby Co.; vs Henry Glymp, a minor and great grandchild of Matthew Marable (deceased) of Rutherford Co.; William G. Richardson; Wallace Lunn; Lula Lunn; and Robert Lunn, minors and citizens of Williamson Co. Mathew Marable had died in 1867, testate. He had owned about 180 acres and two small tracts of cedar land. All the real estate and personality were bequeathed to the wife during her natural life. The executor had sold personal items and had used proceeds to pay debts. When the executor had settled with the County Court there was a balance due to him. Permelia Marable had died April 3, 1871 more than five years previous. The petitioners wanted the the estate settled so that they would receive their shares. The ten shares were to wit: #1, M. [Matthew] N. Marable; #2, James R. Marable; #3, Sarah Marable; #4, Catharine [Marable] Lester; #5, Parmelia [McLaren] DeGarris, Parmelia McLaren of the will; #6, Martha [Lester] Marable, Mary [Lester] Vaughan, John H. Lester; and Henry Glymp, share bequeathed to [Permelia] Frances [Marable] Lester (deceased); #7, Mary C. [Richardson] Bradley and Sarah A. [Richardson - Littleton] Whitfield, daughters of Mary C. [Marable] Whitfield, one-third of Mary's part. Wallace Lunn and Lula Lunn were entitled to the other third as children of [Virginia C.] Ginnie [Richardson] Lunn (deceased), a daughter of Mary [Marable] Richardson (deceased). Their father, Robert Lunn, was still living #8, William G. Richardson was the only representative of Tabitha [Marable] Richardson (deceased) mentioned in the will and was entitled to one-tenth. The petitioners prayed for a decree to sell the land as it could not be equitably divided. The amount due the executor would be deducted from the proceeds. May 30, 1876, Chancery Court: M. [Matthew] N. Marable, executor of Matthew Marable (deceased) and others vs Henry Glimp, William G. Richardson and others. The Clerk & Master reported in response to an order of reference that the estate of Mathew Marable (deceased) owed the executor of the estate \$43.35. All the personality had been exhausted and it would be necessary to sell some part of the 180 acres to pay the debt. Witnesses stated that the land could not be partitioned into ten shares since some of the shares would have to be further subdivided among grandchildren and great-grandchildren making a total of eighteen shares. The court ordered the sale of the land at a minimum price of \$3.50 per acre to pay the indebtedness. The remainder of

the proceeds was to be divided among the devisees.

October 16, 1876, Chancery Court: Clerk & Master auctioned on September 30, 1876, a tract of 171 acres for \$598.50.

April 19, 1877, Chancery Court: M. [Matthew] N. Marable, executor of Matthew Marable (deceased) and others vs Henry Glimp and others. M. N. Marable had purchased the lands of the estate of the deceased on September 30, 1876. He had paid \$157 and had given two notes for the balance due in six and twelve months. The court had noted that M. N. Marable was entitled to five shares of the estate of the deceased, one in his own right and four by deeds of conveyance from J. R. Marable, C. H. Marable, S. B. Marable and Charles Lester and wife, Catharine C. [Marable] Lester. The Clerk & Master was instructed to credit the notes with the five shares, each being one-tenth.

October 15, 1877, Chancery Court: M. N. Marable had paid the money for a tract of 171 acres purchased on August 30, 1876. The notes that had been given by M. N. Marable were credited with five shares in the estate of Mathew Marable (deceased). The Clerk & Master was directed to pay out the other five-tenths of the funds from the sale of the land as follows: one-tenth to J. M. Witherspoon, assignee Parmelia [McClaran] & William DeJarris; one-tenth to the children of Frances [Marable] Lester (deceased) to wit: Martha [Lester] Marable, Mary [Lester] Vaughan; John H. Lester and Henry Glimp, each to receive one-fourth of one-tenth. Mary [Richardson] Bradley and Sarah A. [Richardson - Littleton] Whitfield were to receive one-third of one-tenth and the other one-third of one-tenth was to go to Wallace Lunn and Lula Lunn, grandchildren of Mary [Marable] Richardson and the final one-tenth went to William G. Richardson, the heir and representative of Tabitha [Marable] Richardson.

May 6, 1878, County Court: W. P. Glimp, guardian for Henry Glimp, his own child and minor heir of Mathew Marable (deceased).

August 2, 1880, County Court: J. H. Glymp, one of the bondsmen of W. P. Glymp (deceased), who was in his lifetime guardian of Henry Glymp, his own child and heir at law of M. Marable (deceased), made a settlement with the court.

719. Marlin, Kemuel L. Died in December 1869, intestate.

January 3, 1870, County Court: The court noted the death of the intestate and appointed John Gum as administrator.

January 25, 1870, County Court: John Gum, administrator, submitted a list of personal property sold on January 24, 1870.

July 8, 1873, County Court: A partial settlement made with John Gum, administrator of K. L. Marlin (deceased) was presented in court and was ordered to be recorded.

Rutherford County Marriage records: Kemuel L. Marlin married Elizabeth Pinkard on November 22, 1837.

1850 Rutherford Co., TN Census, Big Springs: Camuil Martin, 34; Elizabeth Martin, 33; John Martin, 10; Samuel Martin, 8; William Martin, 7

1860 Rutherford Co., TN Census, Millersburg.: K. L. Marlin, 48; Elizabeth Marlin, 44; S. H. Marlin (m), 20; W. B. Marlin (m), 18.

1870 Rutherford Co., TN Census: John P. Marlin, 31 farmer; Ellen Marlin, 25; William Marlin, 10; Mary Marlin, 8; Ella Marlin, 5; Sarah Marlin 2; Elizabeth Marlin, 52 boarder; William Marlin, 28 farmer.

720. Marriott, Benjamin Died before October 7, 1873, intestate.

October 7, 1873, County Court: The court noted the death of Benjamin Marriott and appointed James D. Richardson as administrator of the estate who posted bond for \$30,000.

November 25, 1874, Circuit Court: James D. Richardson, administrator of Benjamin Marriott (deceased) vs R. D. Reed, principal, W. F. Jordan, security, and E. [Edward] L. Jordan, security. The court had declared a default judgment of \$2472.42 against the defendants plus an additional \$718.26 interest plus court costs.

December 28, 1875, County Court: The administrator presented the court an inventory of the estate that showed over \$10,000 in notes due.

January 5, 1876, July 2, 1877, Jan 8, 1879, County Court: Mrs. Mary A. Marriott was appointed guardian for Robert N. Marriott, a minor heir of Benjamin Marriott (deceased).

March 9, 1876, County Court: James D. Richardson, administrator of the estate, made a final estate settlement with the court. He owed the estate \$16,891.16.

721. Marshall, Mrs. Mariah Died February 1850, unknown.

Rutherford Co. US Census Mortality Schedules: Mariah Marshall, 35, married, died February 1850 of dropsy of the heart.

722. Martin, Coleman Died before November 2, 1874, intestate.

November 2, 1874, County Court: A. H. Sanders was appointed guardian for Elizabeth A. Martin, minor heir of Coleman Martin (deceased).

March 19, 1875, November 10, 1876, May 7, 1878, County Court: A. H. Sanders who had been appointed guardian of Mary E. L. Martin in Rutherford County, made a settlement with W. [William] M. Sanders

Tennessee State Marriages, 1780-2002: Coleman L. Martin married Sarah A. Thompson on January 24, 1860 in Wilson County.

1850 U. S. Census, Wilson Co., TN, Dist 19: Coleman Martin, 20-year old son of Lindsay and Nancy Martin. He had three siblings.

723. Martin, William Died January 14, 1874, testate.

Date of will March 9, 1870. Date of probate March 2, 1874. The testator gave his wife during her lifetime the part of the farm beginning at the northeast corner extending to the southeast corner at the Jefferson pike and from thence along the pike to the partition fence back of the garden, also the lawn, hog pen, new orchard and well. She also was to have the household furniture as long as she was his widow.

March 2, 1874, County Court: W. [William] D. Martin applied for and was given letters of administration with the will annexed and the court granted them. W. D. Martin presented an inventory of the estate that contained 46 ¼ shares of railroad stock, a note for \$567.79 and a note for \$1650 on a person listed as insolvent.

May 6, 1874, County Court: An inventory of the estate was presented to the court and accepted.

June 6, 1876, County Court: William D. Martin, executor of the estate, made an estate settlement with the court.

1850 Rutherford Co., TN Census, Burnett Dist.: William Martin, 63 NC; Isabella Martin, 62 NC; William Martin, 7.

1870 Rutherford Co., TN Census, Dist. 2 [Burnett]: William Martin, 82 NC; Caroline Martin, 54 NY; Oscar James, 18 Farm labor.

Canon/Cannon Cemetery, Smyrna: William Martin, b. ca 1788, d. 14 Jan 1874. Isabella Martin, 20 Feb 1788 - 13 Apr 1853. Caroline Martin, b. ca 1816, d. 1 July 1877.

724. Mason, John S. Died before July 8, 1873, intestate.

July 8, 1873, County Court: A settlement with Joseph M. Blair, guardian for minor heirs of John S. Mason (deceased) was presented in court and accepted to be recorded.

725. Mason, Joseph Died May 6, 1871, testate.

Note: Brother of Reynear H. Mason (died ca Dec 1851 - see Vol. II)

Will dated March 25, 1866. Will probated June 5, 1871. Executors: E. W. Owen and Joseph Blair.

First: The executor was to pay all just debts. Second: The testator gave his wife, Edy [McClure] Mason, the tract of land that he lived on known as the Garner tract that contained about 200 acres. He also gave her all the household and kitchen furniture, farming utensils, one half of the live stock, \$400 in money and provisions for one year. Third: The testator gave his grandchildren, Joseph H. Mason and Thomas H. Mason, children of Martin S. Mason (deceased) the 200 acre tract given to his wife during her natural life. This only occurred if the grandchildren remained with him or their father's people. If they went to their mother's people, the land was to be sold and \$1,000 was to go to Joseph H. Mason and \$1,000 was to go to Thomas H. Mason. The remainder if any was to be divided among the testator's heirs. Fourth: The testator's son, R. H. Mason, had received a \$2,000 advancement out of the estate. Fifth: The testator had deeded to his daughter, Susan A. [Mason] Owen, a tract of land known as the Oliphant place worth \$2,000. This was to be considered an advancement out of the estate. Sixth: The remainder of personal and real property was to be auctioned and the proceeds divided among his other heirs to wit: Elizabeth H. [Mason] McFerrin; Julia E. [Mason] Gregory, Mary G. [Mason] Gregory, Isabella [Mason] Jetton and Allen T. Mason until each had received \$2,000. The remainder was to be divided among all the heirs. Seventh: The testator did not want any of his heirs charged with rent for any time they may have lived or cultivated any lands belonging to the estate. He considered the improvements they made and services rendered as sufficient payment. Lastly: The testator nominated E. W. Owen and Joseph Blair as his executors.

June 5, 1871, County Court: The will of Joseph Mason (deceased) was presented for probate, was proven and recorded.
June 20, 1871, County Court: E. W. Owen, executor, submitted a list of property of the estate that had been sold at auction.
March 27, 1872, Circuit Court: E. W. Owen, executor of Joseph Mason (deceased) vs John Barnett, J. B. Charlton and William H. Mason. The plaintiff had petitioned to have a tract of land owned by John Barnett condemned for sale to pay a debt under \$500 if personal property could not be found sufficient to pay the debt.
September 14, 1873, County Court: E. W. Owen, executor of the last will of the testator, made a final estate settlement with the court. Included in the settlement were payments to Mary G. [Mason] Gregory, Isabella [Mason] Jetton, Julia E. [Mason] Gregory and Eliza H. [Mason] McFerrin made in accordance with the will.
February 4, 1874, County Court: E. W. Owen, executor of the estate of Joseph Mason (deceased), made a court settlement.

Rutherford County Marriage records: E. W. Owen married Susan Mason on February 12, 1857. Alexander F. McFerrin married Eliza H. Mason on June 1, 1835. Madison Gregory married Julia E. Mason on March 2, 1836. Henry Gregory married Mary G. Mason on April 14, 1846. John H. Jetton married Isabella Mason on February 20, 1855.

Williamson County Marriage records: Joseph Mason married Edith "Edy" McClure on June 29, 1812.

1850 Rutherford Co., TN Census, Mechanicksville Dist.: Joseph Mason, 66 VA; Edith Mason, 55 NC; Martin S. Mason, 18; Isabella Mason, 16.

1860 Rutherford Co., TN Census, Dist. 3 (Gambrell): Jos. Mason, 76 VA; E. Mason, 66; [remainder unreadable]

1870 Rutherford Co., TN Census, Dist. 3 (Gambrell): Joseph Mason, 80 VA; Joseph H. Mason, 15; Thomas H. Mason, 13.

Mason Family Cemetery, Mason Rd.: Joseph Mason, 3 Feb 1790 - 6 May 1871, & wife, Edy Mason, 1792 - 18 Apr 1870. Tom H. Mason (Grandson) 1856 - 1938, & wife, Ella Goodman Mason, 1856-1938.

726. Mason, Martin S. Died before August 1, 1870, intestate. [Cont'd from Vol. III].

Note: Son of Joseph and Edity "Edy" [McClure] Mason (see above)

April 6, 1875, November 7, 1877, County Court: H. H. T. Carter, guardian for James H. Mason and Thomas H. Mason, minor heirs of Martin Mason (deceased), made a settlement with the court.

727. Mason, William T. Date of death unknown. [Cont'd from Vol. III].

March 5, 1872, Circuit Court Enrolling Docket #5, pg. 416: Joseph B. Palmer and wife, M. J. [Margaret J. Ballentine] Palmer, executor and executrix vs John T. McKinley, T. [Thomas] B. Miles and R. D. Reed. The plaintiff sued for non-payment of an \$800 note made on January 2, 1871. The defendants defaulted and the court awarded \$800 plus \$97.77 interest.

November 23, 1874, Circuit Court Enrolling Docket #7, pg 142: Joseph B. Palmer and wife, M. J. Palmer, executor and executrix of the deceased vs H. Osborn, principal & C. [Camillus] B. Huggins and Adam Bock, stayors. The defendants had confessed they owed the plaintiffs the sum \$1000 plus interest on an unpaid note.

April 18, 1876, Chancery Court: J. B. Palmer and wife, M. J. Palmer, administrator and administratrix of the deceased vs W. H. Alexander and others. In October 1875, the court had ordered the sale of a 50-acre tract of land. Mr. and Mrs. J. B. Palmer had purchased the land on December 18, 1875 for \$1657.10. They had paid only \$70.72 for costs and commissions. The remainder of the proceeds of the bid being the amount of the debt due and owing from W. H. Alexander to J. B. Palmer and wife, administrator and administratrix of the deceased. A decree of title was issued vesting title in the purchasers.

728. Mathews, E. (colored) Died March 1860, unknown.

Rutherford Co. US Census Mortality Schedules: E. Mathews (male – colored), 22, slave, died March 1860 of pneumonia.

729. Mathews, M. (colored) Died January 1860, unknown.

Rutherford Co. US Census Mortality Schedules: M. Mathews, 26 (female – colored), slave, died January 1860 of scrofula.

730. Matlock, Emeline [Cates - Jacobs] Died before May 6, 1872, intestate.

Note: She was the daughter of Isaiah (died 1867 - see Vol. III and above), in which the records state: "Casey Jacobs, Martha Jacobs and Alfred Matlock together with a full brother of Alfred Matlock, given name unknown to petitioners and the children of Emeline [Cates] Jacobs, wife of Alfred Jacobs who died shortly after their two children, Cassey Jacobs and Martha Jacobs, were born. Emeline then married Smith Matlock by whom she had Alfred Matlock and another child name unknown. Emeline then died leaving her children who were all minors and lived in Arkansas."

May 6, 1872, County Court: G. [George] T. Irwin & wife, Mary Jane [Cates], vs Cassie Jacobs and others, minor heirs of Emeline [Cates - Jacobs] Matlock (deceased). Commissioners had reported they had offered 46 acres belonging to the estate of Isaiah Cates (deceased) at auction and it had sold for \$186.50.

March 3, 1873, County Court: G. [George] T. Irwin & wife, Mary Jane [Cates], vs Cassie Jacobs and others, minor heirs of Emeline [Cates - Jacobs] Matlock (deceased). The first note for the sale of land in the amount of \$383.25 had been paid. The court ordered distribution of the money after deduction for expenses. The court noted that due to a boundary dispute some of the dower lands were claimed by another party and refused to confirm the commissioner's report.

23 June 1860 IZARD Co., Arkansas Census, Conway Twp: Alfred Jacobs, 38 TN; Emeline Jacobs, 36 NC; Cassey Jacobs, 9 TN; Martha Jacobs, 7 TN

22 Aug 1870 Madison Co., Arkansas Census, Union Twp: Smith Matlock, 46 TN; Luke Matlock, 20 TN; Catchera Jacobs (f), 18 TN; Martha Jacobs, 15 TN; Sanford [?Matlock], 15 MO; Madison [?Matlock], 12 MO; Alfred Jacobs, 5 ARK; Letsy Jacobs 3 ARK.

Rutherford Co., TN Marriage records: Alfred Jacobs married Emeline Cates on October 10, 1850.

731. Mattus, Essex (colored) Died August 1849, unknown.

Rutherford Co. US Census Mortality Schedules: Essex Mattus (colored), 37, slave, born NC, died August 1849. of cholera.

732. Mattus, Lucy (colored) Died July 1849, unknown.

Rutherford Co. US Census Mortality Schedules: Lucy Mattus (colored), 20, slave, died July 1849 of cholera.

733. Maxwell, Albert M. Died before January 4, 1870, intestate.

January 3, 1870, County Court: The court noted the death of A. M. Maxwell and appointed Mrs. Sarah Ann Maxwell, widow of the deceased, as administrator.

March 5, 1870, County Court: Sarah A. Maxwell, administratrix of A. M. Maxwell (deceased), submitted an inventory of the personal property in the estate and a list of the items sold.

April 4, 1870, County Court: S. B. Boring had been allowed the sum of \$5 for holding inquest on the body of Albert Maxwell. Dr. H. R. Williams had been allowed the sum of \$5 for making post mortem examination of the body of Albert Maxwell.

Tennessee Marriage records 1780-2002: Albert M. Maxwell married Sarah Caroline Winsett on 25 January 1843 in Williamson Co.

1850 Rutherford Co., TN Census: A. M. Maxwell, 32 Overseer; Sarah Maxwell, 28; John H. Maxwell, 7; Hodge D. Maxwell, 6; Mary E. Maxwell, 1.

734. May, Elizabeth Died before August 2, 1875, intestate.

August 2, 1875, County Court: The court noted the death of Elizabeth May and appointed E. W. Owen as administrator.

September 9, 1875, County Court: The administrator presented to the court an inventory list and a sale list of personal property.

February 4, 1878, County Court: E. W. Owen, administrator of the estate, made a final estate settlement with the court.

735. May, Frederick Died between April 24 and September 7, 1868, testate. [Cont'd from Vol. III].

Note: Husband of Eunice [Cochran] May

September 14, 1877, County Court: E. W. Owen, executor, presented the court a list of personal items sold at auction.

April 5, 1880, County Court: E. W. Owen, executor of Frederick May (deceased), made a final estate settlement with the court.

736. May, John C. Died before October 7, 1872, intestate.

Note: He was the son of Frederick and Eunice [Cochran] May (see above & Vol. III)

October 7, 1872, County Court: The court noted that John C. May had died and appointed Thomas W. Shelton as administrator.

Rutherford Co., TN Marriage records: John C. May married Amanda Shelton on November 30, 1866.

737. May, Robert Died May 7, 1854, testate. [Cont' from Vols. II & III].

Note: Widow: Susannah G. [Jarratt] May. Jarratt Cemetery, near Armstrong Valley Rd. & Hwy 99: Robert May, 18 Feb 1781 - 7 May 1854, & wife, Susan G. May, 3 Nov 1794 - 27 Apr 1872.

March 22, 1873, Chancery Court Enrolled Cases #3, pg. 451: Anthony North & wife, Susan [Smotherman] North vs Jasper N. Holt and others. William W. May of Franklin Co.; Alexander Gregory and wife, Frances [May] Gregory of Marshall Co.; J. H. W. Jones and wife, Hester Ann [May] Jones of Obion Co.; W. [William] M. King, Joseph McAdams and wife, Fanny [King], Georgia King, B. [Bowling] W. King, Joshua King & Rebecca King of Marshall Co.; Jesse Coats and wife, ?, of Lincoln Co.; Meek Thomas and wife, Susan, of Marshall Co.; Ari M. [May] Taylor, Mary N. May, Hester Ann May, Eveline May, Robert May, Sophronia May and Martha May all of Marshall Co.; George S. Reams and ?Menthed? Ellison and wife, Amanda [Reams], lived in Randolph Co., Arkansas; Elizabeth [Reams] Waltrip, wife of ? Waltrip, lived in Arkansas. Advancements had been equalized among the heirs. The petitioners prayed for a decree to sell the land and partition the proceeds.

April term, 1876, Chancery Court: Anthony North & wife, Susan [Smotherman] vs J. N. Holt and others. Robert May died leaving eleven children [12 children, 11 shares - see below] and as of this date four of the children had died leaving children as their heirs.

Note: Earlier entries show that there were 12 children as follows:

1. John B. May, b. 1815, died unmarried with no children.
2. Sarah J. May, b. ca 1816, d. bef 1869, m. 15 Feb 1833, James Reams. Children: Robert B. Reams, Rebecca Reams, Judith Reams, George S. Reams, Amanda [Reams] Ellison, James Reams, Elizabeth [Reams] Waltrip, Sallie Ann Reams.
3. Thomas J. May, b. 1818, d. 1862 in Marshall Co., m. 18 Nov 1837, Sarah R. King. Children: Elizabeth [May] Braden, Ara Ellen [May] Taylor, Mary N. May, Evelina May, Hester Ann May, Robert D. May, Martha T. May, Sophrona May, Susan E. [May] Thomas
4. Susan T. May, b. 1820, d. 1876, m. 1st 9 Jan 1837, Charles G. O. Smith; m. 2nd 17 July 1844 Eldridge Smotherman; m. 3rd 30 Dec 1866, Anthony North. Children: Richard Smotherman, Joseph P. Smotherman, William T. Smotherman, Medicus Smotherman, Eldridge Smotherman, Sallie S. Smotherman
5. Judith M. May, b. 1822, d. bef 1857, m. 16 July 1839, Joshua R. or M. King. Children: Thomas R. King, Sarah E. King, Bowling W. King, Frances G. "Fannie" [King] McAdams, Rebecca R. King, Martha G. King, William M. King, Mary F. King
6. Robert B. May, b. 1823
7. Mary N. May, b. 1825, m. 1st 21 Nov 1843 Thomas Hendrix; m. 2nd 15 July 1858, Samuel Manier.
8. William W. May, b. 1826, m. 2 Sep 1847, Sarah J. Beesley
9. Rebecca S. May, b. 1828, d. ca 1857, m. 1st 17 Apr 1845, Jonathan P. Smotherman; m. 2nd 5 Jan 1854, John H. Holt. Children: Robert P. Smotherman, James M. Smotherman, Jasper N. Holt
10. [Elizabeth] Frances May, b. 1830, m. 18 Dec 1845, Alexander Gregory. Children: William V. Gregory, E. J. [Gregory] Snell, Susan [Gregory] Sheffield, Mary Caldonia [Gregory] Stegall, Josephine [Gregory] Stegall, Sarah F. Gregory, Robert Gregory, Barbara Ann Gregory, Cora Alice Gregory, Nancy R. Gregory, Virginia Ada Gregory, W. R. Gregory.
11. Evelina D. May, b. 1833, m. 1 Dec 1852, Joseph H. Cromer
12. Hester Ann R. May, b. 1836, m. 1 Dec 1852, James Henry Jones

April term, 1876, Chancery Court Cont'd: Thomas J. May, son of the deceased, had died after his father and his interest in the land of the testator had been sold to W. [William] W. May, who had also purchased the interest of George S. Reams and Amanda [Reams] Ellison in said land. The eleven shares of the estate were defined as follows: R. [Robert] B. May, one share; Mary N. [May] Manier, one share; W. [William] W. May, one share plus the shares of Thomas J. May, George S. Reams and Amanda [Reams] Ellison; Frances [May] Gregory, one share [later died – see above]; Evelina D. [May] Cromer, one share; Hester Ann

[May] Jones, one share; the children of Judith M. [May] King, one share; and the children of Sarah [May] Reams, one share. The court had ruled the land was not susceptible to partition and ordered the Clerk & Master to auction it.

June 1, 1876, Chancery Court: Anthony North & wife, Susan [May] vs W. [William] W. May. Thomas J. May had received a child's share under the will of his father. The court had decreed that W. W. May was the owner of a share of the estate of Robert May (deceased). The court had identified the heirs of Thomas J. May to wit: R. [Robert] B. May; Hester A. May; Sophrona A. May; Martha T. May; William R. Taylor and wife, Ara E. [May] Taylor; M. B. Thomas and wife, Susan E. [May] Thomas; Mary M. May and Evelina D. May.

June 1, 1876, Chancery Court: Anthony North & wife, Susan [May] vs W. W. May. All the adult defendants except William R. Taylor & wife, Ann E. [May]; M. B. Thomas and wife, Susan E. [May] Thomas; Mary N. May, Mary and Evelina E. May who had answered failed to appear in court. The minor defendants had answered through their guardian except Jasper N. Holt, Georgia King, W. M. King and James Reams had no regular guardian. Clerk & Master was to determine if the land could be partitioned.

Loose undated document, Chancery Court: The children of Rebecca J. [May - Smotherman] Holt were identified as Robert Smotherman, James M. Smotherman and Jasper N. Holt. The children of Judith M. [May] King were listed as W. [William] M. King, Fanny [King] McAdams; Georgia King; B. [Bowling] W. King; Joshua King; Rebecca King and ? [King] Coats, wife of Jesse Coats. The children of Sarah [May] Reams were to wit: George S. Reams; Amanda [Reams] Ellison; James Reams; Elizabeth [Reams] Waltrip; R. [Robert] B. Reams who had died, children unknown; Sallie Ann Reams.

October term, 1876, Chancery Court: Anthony North and others vs J. [Jasper] N. Holt and others. The Clerk & Master had offered at auction 200 acres from the Robert May (deceased) estate. No bids had been received for the minimum price of \$15 per acre. On October 13, 1876, James M. Smith had come forward and offered the minimum price, made a down payment of \$250 and had executed two notes for \$1375 each. The court had confirmed the sale and had issued a writ of possession.

January 10, 1877, County Court: J. M. Smotherman, guardian for J. [Jasper] N. Holt, minor heir of Henry Holt (deceased) and heir at law of Robert May (deceased), made a settlement with the court.

March 2, 1877, Chancery Court: J. M. Casey & Son & Co. had petitioned the court in the case of Anthony North and others vs Jasper Holt and others. On June 5, 1874, Anthony North and wife, heirs and distributees of Robert May (deceased) had filed their bill in this court against Jasper Holt and wife and others who were also heirs and distributees of the deceased seeking to sell for distribution the estate of Robert May (deceased). At the April term 1876 and 1877, a decree had been pronounced ordering the sale of certain real estate. The land had been rented in 1876 and since they had purchased the one-eleventh share of the deceased's estate, they wanted their share of the rent money then in the receiver's hands and to ensure their claim to their share of the funds when the land was sold.

April 1, 1877, Chancery Court: A. [Anthony] North & wife & others vs J. [Jasper] N. Holt et al. J. [Joseph] H. Cromer and wife, E[veline] D. [May] Cromer, had on August 8, 1876, conveyed all their right, title and claim in the estate of Robert May (deceased), the father of Eveline D. [May] Cromer, for the consideration of \$500. A decree of title was issued and J. [Joseph] H. Cromer & wife were removed from the case seeking to sell the lands of the testator.

April term, 1878, Chancery Court: A. North and wife, Susan [May - Smith - Smotherman] et al vs J. [Jasper] N. Holt et al. The court was to revive the suit against Richard Smotherman, Joseph P. Smotherman, William Smotherman and Medicus Smotherman, the adult heirs at law of Susan [Smotherman] North (deceased) and against William V. Gregory; Jeff Snell and wife, E. J. [Gregory] Snell; William Sheffield and wife, Susan [Gregory] Sheffield; Richard Stigall and wife, Mary C. [Gregory] Stigall; Pleasant Stigall and wife, Josephine [Gregory] Stigall and J. W. Gregory, the adult heirs and husbands of such that were married of Frances [May] Gregory (deceased) and also against Sarah F. Gregory, Robert Gregory, Barbara Ann Gregory, Cora Alice Gregory, Nancy R. Gregory, Virginia Ada Gregory and W. R. Gregory, the minor heirs of Frances [May] Gregory (deceased).

April term, 1878, Chancery Court: Anthony North and wife, Susan [May - Smith - Smotherman] et al vs J. [Jasper] N. Holt et al. The court had determined the land was not susceptible to partition and had ordered it sold. Since the suit had been originated, Susan [Smotherman] North and Frances A. [May] Gregory had died leaving children. The testator [Robert May] was the father of eleven children, five were then living and six had died leaving children as their heirs. Thomas J. May, one of the children of the testator, had died after his father and his interest in his father's land had been sold by his administrator to W. [William] W. May who had also purchased the interest of George S. Reams and Amanda [Reams] Ellison, two of the five children left by Sarah [May] Reams and were grandchildren of the testator. Elvira D. [May] Cromer and her husband, James H. Cromer, had sold their one-eleventh interest in the land. The court had described the owners of the land as follows: #1, the children and heirs of Mrs. Susan [Smotherman] North (deceased), one share. #2, R. [Robert] B. May, one share. #3, Mary N. [May - Hendrix] Manier, one share. #4, W. [William] W. May, one share plus the interest of Thomas J. May and the interest of George S. Reams and Amanda [Reams] Ellison, that was two-fifths of the one-eleventh going to the children of Sarah [May] Reams. #5, the children and heirs of Mrs. Frances A. [May] Gregory, one share. #6, J. N. Casey & Co., the share purchased from Elvira D. [May] Cromer and husband. #7, James H. Cromer, one share. #8, Hester Ann [May] Jones, one share. #9, the children of Rebecca J. [May - Smotherman] Holt, Robert P. Smotherman and James M. Smotherman and Jasper N. Holt, one share. #10, the children and heirs of Judith M. [May] King (deceased), W. N. C. King, George King, B. [Bowling] W. King, Joshua King Rebecca King and ? [King],

the wife of Jesse Coats, one share. #11, the three children of Sarah [May] Reams, James Reams, Elizabeth [Reams] Waltrip and R. [Robert] B. Reams, one share. R. B. Reams had died leaving two children.

October 24, 1878, Chancery Court: The 200 acres of land had been sold at auction for \$15 per acre. The purchase money had been paid in cash and the court had divested title from to wit: Anthony North; Richard Smotherman, Joseph P. Smotherman, William T. Smotherman, Medicus Smotherman, Eldridge T. Smotherman and Sallie S. Smotherman; R. B. May; Sam Manier and wife Mary N. [May] Manier; W. [William] W. May; G. [George] S. Reams; Amanda [Reams] Ellison; James Reams; Elizabeth [Reams] Waltrip and heirs of R. [Robert] B. Reams (deceased); Alexander Gregory; W. [William] V. Gregory; T. J. Snell and wife, E. J. [Gregory] Snell; William Sheffield and wife, Susan [Gregory] Sheffield; Richard A. Stegall and wife, Mary C. [Gregory] Stegall; P. M. Stegall and wife, Josephine [Gregory] Stegall; J. W. Gregory, Sarah Frances Gregory, Robert Gregory, Barbara Ann Gregory, Cora Alice Gregory, Nannie R. Gregory, Virginia Ada Gregory, and W. R. Gregory; J. M. Cersey and son, Ca.; Joseph H. Cromer and wife, Elvira D. [May]Cromer; J. H. [Henry] Jones and wife, Hester Ann [May] Jones; Robert and James M. Smotherman; Jasper N. Holt; W. [William] M. King; Georgia King; B. [Bowling] W. King; Joshua King; Fannie [King] McAdams; and Mrs. Coats, daughter of Judith M. [May] King, wife of Joshua King.

June 8, 1880, County Court: An inventory of the effects that came into the hands of Lemuel Manire, guardian of James R. Reams and Elizabeth Reams, children of James Reams and minor heirs at law of Robert May (deceased), was presented to the court.

738. No entry for this number.

739. May, Susannah G. [Jarratt] Died April 27, 1872, intestate.

Note: Widow of Robert May (see above). Daughter of Thomas (died 1821 - see Vol. I & II) & Susannah (died 1856 - see Vol. II) Jarratt.

May 6, 1872, County Court: The court noted the death of Susannah [Jarratt] May and appointed Anthony North as administrator.

March 24, 1873, County Court: Anthony North, administrator of the estate, presented an extensive list of property sold on May 17, 1872.

May 6, 1874, County Court: Anthony North, administrator of the deceased, made a settlement with the court.

1870 Rutherford Co., TN Census: Susan May, 76 VA; Jasper Holt, 14.

740. May, Thomas J. Died in 1862, intestate. [Cont'd from Vol. III].

Note: Thomas J. May died in Marshall Co., TN, son of Robert and Susannah [Jarratt] May – see above. He married Sarah R. King on November 18, 1837 in Rutherford Co.

June 1, 1876, Chancery Court: Anthony North & wife, Susannah [May - Smith - Smotherman] vs W. [William] W. May. Thomas J. May had received a child's share under the will of his father. The court had decreed that W. [William] W. May was the owner of the share of the estate of Robert May (deceased). The court had identified the heirs of Thomas J. May to wit: R. [Robert] B. May; Hester A. May; Sophrona A. May; Martha T. May; William R. Taylor and wife, Ara Ellen [May] Taylor; M. B. Thomas and wife, Susan E. [May] Thomas; Mary N. May and Evelina D. May.

741. McAdoo, Brantley H. Died in April 1863, intestate. [Cont'd from Vol. III]

Note: Brantley H. McAdoo was the son of Samuel (died 1847 - see Vol. II) and Mary (died 1860 - see Vol. III) McAdoo. Brantley's 1st wife was Elizabeth T. Osborne, who apparently died ca 1854 and was mother of most of the older children. Brantley married about 1857, Nannie E. (last name not known). Samuel L. McAdoo, Alfred Peyton McAdoo, Mary J. [McAdoo] Martin, and Ann B. [McAdoo] Donnell were brothers and sisters of Brantley H. McAdoo. **Correction:** The widow, Nannie E. McAdoo, did not marry John L. Young. Children:

1. Mary E. McAdoo, b. 1831, m. 4 Oct 1849, Rev. Wesley M. Sellers (1818-1870). Children: Emma Sellers, Thomas Sellers
2. Samuel P. McAdoo, b. 1833, d. about April 1856, unmarried (see Vol. II & III).
3. Darthula A. McAdoo, b. 1835, m. 26 Aug 1856, Repts T. Osborne
4. Sarah Frances McAdoo, b. 1837, m. 16 Feb 1851, Samuel C. Donnell
5. Solon H. McAdoo (1841-1868), m. 13 Nov 1865, Sarah Ann "Sallie" Weaver
6. Nancy E. "Nannie" McAdoo, b. 1845, m. 7 Nov 1868, John L. Young
7. Margaret A. "Maggie" McAdoo, b. 1848, m. 16 Jan 1867, Samuel B. Smith

8. S. Hodge "Hodgie" McAdoo, b. 1851, m. 3 Sep 1878, Rufus Smith
9. Sophie McAdoo, b. 1852, m. 24 Oct 1871, John P. Hooker
10. Eva D. McAdoo (1860-1911), m. James F. Jones (1861-1892)
11. Flora O. McAdoo, b. 1862, m. 27 July 1880, J. P. McCullough
12. Robert H. McAdoo, b. ca 1864

June 6, 1865, County Court: Samuel L. McAdoo, A. P. [Alfred Peyton] McAdoo, Ann B. [McAdoo] Donnell, R. [Robert] W. Martin and wife, Mary J. [McAdoo] Martin vs Joseph P. Smith, Samuel L. McAdoo in his proper form and as administrator and Nancy E. McAdoo [widow], administratrix of B. [Brantley] H. McAdoo (deceased); and A. P. McAdoo; Anna B. [McAdoo] Donnell; R. W. Martin and wife, Mary J. [McAdoo] Martin; Joseph P. Smith [an adult at this time]; Samuel C. Donnell and wife, Sarah F. [McAdoo] Donnell; Solon H. McAdoo; and Nancy J. McAdoo, a minor under guardianship of L. P. Black; and Emma Sellers and Thomas Sellers, minors under guardian ship of W. [Wesley] M. Sellers vs Margaret A. Mc Adoo, Sophia A. McAdoo; Eva D. McAdoo; Flora O. McAdoo & Robert H. MaAdoo, minors without guardian. The court had noted the death of plaintiff, B. H. McAdoo, and noted that he had paid in full for his purchase of land from the estate of Samuel McAdoo (deceased) and issued a decree of title to the heirs of Brantley H. McAdoo (deceased).

February 1, 1875, March 2, 1875, March 20, 1875, March 24, 1875, April 6, 1878, Mary 2, 1876, March 7, 1877, June 7, 1877, January 28, 1878, February 28, 1878, March 15, 1878, May 6, 1878, December 2, 1878, March 3, 1879, May 6, 1879, April 5, 1880, July 7, 1880, September 11, 1880, February 12, 1881, County Court: Samuel L. McAdoo renewed his bond as guardian for Eva McAdoo, a minor heir of B. H. McAdoo (deceased). Samuel C. Donnell renewed his bond as guardian for Flora McAdoo, a minor heir of B. H. McAdoo (deceased). S. [Samuel] B. Smith renewed his bond as guardian for Hodgie McAdoo, a minor child of B. H. McAdoo (deceased).

April 30, 1875, Chancery Court: Samuel C. Donnell & wife and other heirs of B. H. McAdoo (deceased) vs Sophia McAdoo and others. N. C. Martin had purchased 132 acres of land from a tract of 192 acres at an auction on November 2, 1871 for \$7132.70. Samuel C. Donnell had purchased the remaining 60 acres for \$3222.00. All the purchase money for both tracts had been paid. The funds had been paid out all except the portion due the estate of Solon H. McAdoo (deceased) which had been loaned out. Title had been divested out of all the children and heirs at law of B. H. McAdoo (deceased) and the children, widow and devisees of Solon H. McAdoo (deceased) and had been vested in the purchasers.

December 6, 1875, County Court: Samuel B. Smith had tendered his resignation as guardian for Hodgie McAdoo, a minor heir of B. H. McAdoo (deceased). He had made a settlement with the court so he was allowed to resign after he turned over all funds in his possession to A. P. McAdoo, the new guardian.

742. McAdoo, Mingo (colored) Died March 1860, unknown.

Rutherford Co. US Census Mortality Schedules: Mingo McAdoo (colored), 60, slave, died March 1860, of pneumonia.

743. McAdoo [Young], Mrs. Nannie E. Died in October 1871, intestate.

Note: She was the 2nd wife of Brantley H. McAdoo, who died in 1863, see Vol. II and above. She married 2nd John L. Young. They had a daughter just over one year old as of September 1870. She had filed for divorce in September 1870 but there was no record of it being granted.

March 16, 1871, Circuit Court: Nannie E. [?? - McAdoo] Young & Samuel L. McAdoo exparte. Nannie E. [?? - McAdoo] Young and her husband, John L. Young, had conveyed to Samuel L. McAdoo as trustee a certain tract of land to have and hold, to and for the sole and separate use of Nannie E. [?? - McAdoo], free from the debts of her husband either before or after her death. Samuel L. McAdoo had refused the trust and Josiah S. Williams had been appointed in his stead. The trustee had not been required to post bond.

October 2, 1871, County Court: The court noted the death of the intestate and appointed A. [Alfred] P. McAdoo as administrator. October 28, 1871, Chancery Court: Samuel C. Donnell and wife and others, heirs of B. [Brantley] H. McAdoo (deceased) vs Sophia McAdoo and others, heirs at law of B. H. McAdoo (deceased). The court noted that the widow of Brantley H. McAdoo (deceased) had died and the children were entitled to her dower lands consisting of 192 acres.

December 9, 1871, County Court: A. [Alfred] P. McAdoo, administrator of the estate, filed an inventory of the estate of Mrs. N. [Nannie] E. [?? - McAdoo] Young (deceased). Included in the assets was \$12.50 that had been collected for teaching school. The intestate had an extensive amount of personal property including many fine household items.

June 1872 term, County Court: Nannie E. [?? - McAdoo] Young had died in October 1871. She had left a husband, John L. Young, who by previous agreement had parted with his interest in the estate. Eva B. McAdoo, Flora McAdoo and Hodge McAdoo

and Ellen B. [Bertha] Young were her only children and heirs at law. S. [Samuel] L. McAdoo was the guardian of Eva B. McAdoo; Samuel Donnell was the guardian of Flora McAdoo and S. [Samuel] B. Smith was the guardian of Hodge McAdoo.

November 5, 1872, County Court and Enrolled Cases #3, pg. 422: A. [Alfred] P. McAdoo, administrator of Nannie E. [?? - McAdoo] Young (deceased), vs John L. Young; Eva B. McAdoo and her guardian, S. [Samuel] L. McAdoo; Flora McAdoo and her guardian, Samuel Donnell; Hodge McAdoo and her guardian, Samuel B. Smith & others. Defendant, Ellen B. [Bertha] Young, was a minor without guardian and John L. Young, husband of the intestate, had been appointed her guardian ad litem. These children and Ellen B. [Bertha] Young were all described as children of the intestate. \$900 had been raised from the personal estate that had been applied to the payment of debts. There still remained about \$400 that had to be raised by sale of real estate. The intestate had owned one one-half acre lot in Murfreesboro. The court clerk had been directed to sell the lot. According to an agreement prior to their marriage, John L. Young, had no interest in the property.

December 6, 1872, County Court: A. [Alfred] P. McAdoo, administrator of Nannie E. [?? - McAdoo] Young (deceased), vs John L. Young & others. The commissioner reported selling the lot in Murfreesboro for \$154.25.

April 1874 term, County Court: The executor of S. H. [Stephen Henry] Miller (deceased) had paid the balance due on a lot and the court had directed the money was to be paid over to the administrator the balance due after deducting for administrative costs.

December 8, 1874, County Court: A. [Alfred] P. McAdoo, administrator of the deceased, made a settlement with the court.

October 7, 1882, County Court: J. P. McCulloch and wife, Flora [McAdoo], citizens of New York and Eva McAdoo and R. [Rufus] T. Smith of Rutherford Co. vs R. H. [Hodgie] [McAdoo] Smith of Rutherford Co., a minor without guardian and [Ellen] Bertha Young, a minor over fourteen and a citizen of Texas. Flora [McAdoo] McCulloch, Eva McAdoo, R. H. [Hodgie] [McAdoo] Smith and [Ellen] Bertha Young were the children and heirs of Mrs. Nannie [?? - McAdoo] Young (deceased). The deceased's estate had been finally settled for some time. Petitioners and defendants were the owners in common of two one-half acre lots in Murfreesboro known as lots 11 & 12 in the Maney addition to Murfreesboro. Complainant R. [Rufus] T. Smith was the husband of defendant R. H. [Hodgie] [McAdoo] Smith. Petitioners argued that the lots could not be partitioned among the heirs and prayed for a decree to sell the property. The lots had been offered for sale on December 11, 1882 and had sold for \$156 and \$125 respectively. The money from the sale had been divided as follows: one-fourth to Eva D. McAdoo; one-fourth to J. P. McCulloch and wife, Flora [McAdoo] McCulloch; one-fourth to R. [Rufus] T. Smith, husband of R. H. [Hodgie] [McAdoo] Smith; and the remaining one-fourth had been retained by the Clerk & Master subject to orders of the court.

March 28, 1885, County Court: The notes for the lots had been paid and the commissioner had been directed to pay out the remaining money in his hands as follows: one-third to R. H. [Hodgie] [McAdoo] Smith; one-third to Eva McAdoo and the remaining one-third to the guardian of [Ellen] Bertha Young.

Rutherford Co., TN Marriage records: John L. Young married Nannie E. McAdoo on November 7, 1868. Miss Hodgie McAdoo married Rufus T. Smith on September 3, 1878. J. P. McCullough married Flora O. McAdoo on July 27, 1880.

July 19, 1870 Rutherford Co., TN Census, Dist 15 (Valley): J. L. Young (m), 31; N. E. Young (f), 33; Sophia McAdoo, 18; Eva McAdoo, 10; Flora McAdoo, 8; Hodge McAdoo, 6; Bertha Young, 9 months; Louisa McAdoo, 66 Black servant.

744. McAdoo, Samuel Died February 1847, intestate. [Cont'd from Vols. I & II].

Note: Widow: Mary McAdoo, born 1785 in Maryland, living in Valley District on the 1850 Census, with Rastus McAdoo, born 1825. Mrs. Mary McAdoo died about August 1860 (see Vol. II & III). Sons: Brantley H. McAdoo, Samuel L. McAdoo, A. P. [Alfred Peyton] McAdoo, Erastus B. McAdoo. Daughters: Ann B. McAdoo, wife of Robert S. Donnell; Mary J. McAdoo, wife of Robert W. Martin; Locky McAdoo, wife of Daniel D. Smith and their son, Joseph P. Smith.

July 28, 1860, County Court: B. [Brantley] H. McAdoo; Samuel L. McAdoo; A. P. [Alfred Peyton] McAdoo; Ann B. [McAdoo] Donnell; R. [Robert] W. Martin and wife, Mary J. [McAdoo] Martin vs Joseph P. Smith, a minor under guardianship of D. [Daniel] D. Smith. Samuel McAdoo had died in February 1847. Petitioners, including Mary J. [McAdoo] Martin who was a daughter of the deceased and Joseph P. Smith, grandson of the deceased, were the only surviving children and heirs at law of the intestate. He had left a widow, Mary McAdoo, who had recently died, and one other son, Erastus B. McAdoo, who died after the intestate unmarried and without issue. Joseph P. Smith, as grandson of the intestate, was entitled to one share of his grandfather's estate. Dower had been set apart to the widow sometime in July 1847 and the widow occupied the land until she died. The petitioners had alleged that as heirs of Samuel McAdoo (deceased), they were entitled to their shares in severalty of the dower lands that totaled about 302 acres. The petitioners had averred that due to the number of heirs and the fact that only one share would have improvements, it was not feasible to partition the land and had prayed for a decree to sell the land.

September 7, 1860, County Court: The commissioner auctioned the land in two tracts. The first tract containing 288 acres sold for \$9880.20 to B. [Brantley] H. McAdoo and the 23 acre tract of cedar land sold for \$483.52 to A. P. [Alfred Peyton] McAdoo.

745. McAdoo, Solon Hodge Died November 25, 1868, testate. [Cont'd from Vol. III].

Note: Widow & Executrix: Sarah Ann "Sallie" [Weaver] McAdoo. Solon Hodge McAdoo was the son of Brantley H. McAdoo (see above) and his first wife, Elizabeth T. [Osborne] McAdoo.

February 6, 1878, May 6, 1879, November 10, 1881, County Court: Samuel C. Donnell was appointed guardian for Brantly McAdoo and Solon McAdoo, minor children of S. H. McAdoo (deceased).

November 22, 1878, Circuit Court: Samuel C. Donnell, guardian for Brantley McAdoo & Solon McAdoo vs Dr. R. [Robert] J. Turner, Robert B. Jetton and T.[Thomas] M. King. The defendants had failed to appear in court and a default judgment of \$1235 plus \$135 in interest had been issued against them.

746. McBride, F. M. Died before December 2, 1873, intestate.

December 2, 1873, County Court: The court noted the death of F. M. McBride and appointed G. [George] W. Pinkard as administrator who gave bond for \$250. The court had appointed commissioners to set aside sufficient provisions for Mrs. McBride, widow of the deceased, for one year.

747. McCartney, Jim (colored) Died before July 7, 1873, unknown.

July 7, 1873, County Court: W. H. Brumbach had been allowed \$5 for holding an inquest on the body of Jim McCartney (deceased - colored).

748. McClaran, Daniel C. Died December 19, 1875, testate.

Note: Widow Susan Harriet [Delbridge] McClaran, was the daughter of Turner & Susan R. [Allen] Delbridge from Virginia.

Will dated September 29, 1875. Will presented for probate on January 3, 1876. The testator willed to his wife, Susan H. [Delbridge] McClaran during her lifetime, the tract of land where they lived known as the Anthony tract and all appurtenances thereto; all stock and farming tools and household furniture along with any and all money due him or on hand. His wife was responsible for his just debts. The testator wanted a plain and decent burial and the graveyard was to be planked in as posted. All the land south of the land was bequeathed to his children. The land had previously been partitioned and each child knew which tract was theirs. The testator gave his daughter, Susan [McClaran] Jordan and her husband, Garner M. Jordan, the tract they were in possession of. The testator gave to his daughter, Micha Temperance [McClaran] Vaughan and her husband, Richard H. Vaughan, the tract of land they were in possession of. At the death of his wife, the testator wanted the land bequeathed to her sold or divided equally among the three children. The testator nominated Susan H. McClaran as his executrix.

January 3, 1876, County Court: The will of Daniel C. McClaran (deceased) was presented for probate, was proven and recorded. Susan H. [Delbridge] McClaran had qualified as executrix with a \$1500 bond.

March 9, 1876, County Court: The executor of the estate presented an inventory of the estate to the court. Included in the inventory was a claim against the United States for \$2157.

November 9, 1881, County Court: Susan H. [Delbridge] McClaran, executrix of the estate of Daniel C. McClaran (deceased), made a settlement with the court.

Rutherford County Marriage records: Daniel C. McClaran married Susan H. Delbridge on August 18, 1842.

McClaran Cemetery, Manson Pike: Daniel C. McClaran, 17 June 1803 - 19 Dec 1875, & wife, Susan H. McClaran, 3 Mar 1821 - 5 Nov 1902.

749. McClaran, John D., Sr. Died September 11, 1851, intestate. [Cont'd from Vol. II]

Correction: Vol. II states that Saluda McClaran was the widow. This is not correct. Saluda [Vaughan] McClaran was the wife of John D. McClaran, Jr.

Note:

1. John McLaran [note **McLaran**] was the guardian of his own children in the Estate of Daniel Potts (died before 1848 - see Vol. I). Those children were: Daniel McLaran, Felix G. McLaran, Thomas McLaran, Elizabeth McLaran, George McLaran.

- The children of John D. McClaran stated in 1853 Chancery Court, to wit: William H. McClaran, John D. McClaran [Jr.], Alexander McClaran, Daniel McClaran, Thomas McClaran, George W. McClaran, Garland McClaran (deceased), Mary A. E. McClaran, wife of William L. Cooke.

November term, 1851, County Court: William H. McClaran and John D. McClaran [Jr.], administrator of the intestate's estate. The intestate had died September 11, 1851, intestate. He had owned two slaves, Dilsey, over fifty years old, and Edmund, about eighteen years of age. The petitioners had prayed for a decree to sell the slaves in order to settle the estate. They sold for a total of \$725.

750. McClune, Mrs. Martha E. Died December 1849, unknown.

Rutherford Co. US Census Mortality Schedules: Martha E. McClune, 18, married, died December 1849 of congestion of the brain.

751. McConnekin, William H., Dr. Died on or about February 14, 1870, intestate.

Note: McConnekin and Meconnekin were used interchangeably throughout the documents. However, it is listed as William H. McConnikin & Ann E. L. Bullard on the marriage register of Wilson Co., TN dated 4 June 1848.

March 7, 1870, County Court: The court noted the death of the intestate and appointed John Jones as administrator. Commissioners were to set apart provisions sufficient for one year for Mrs. Ann [Bullard] Meconnekin, widow, and her family. September 27, 1872, Chancery Court: W. G. Couch vs Ann E. L. [Bullard] McConnekin, Margie Green McConnekin, Jennie J. McConnekin and Bettie C. McConnekin and H. H. [Dr. Henry Holmes] Clayton and John Jones, administrator of W. [William] H. McConnekin. The complainant had obtained a judgment on April 21, 1860, against T. M. Allison and S. N. Thomas for \$409.90 plus costs. The judgement had been stayed by W. H. McConnekin. \$152 had been paid against the judgment and the balance plus interest had remained unpaid. The intestate had died about two years prior to this suit and had little personal estate but a short time before his death the intestate had conveyed to his wife and children two houses and lots in Murfreesboro and had prior to that conveyed another house and lot to them. This all had occurred while he was indebted as stayor to the complainant. There was no consideration other than love and affection in any of these conveyances. The complainant petitioned to have the defendants come to court and show why the conveyances were not fraudulent.

October 21, 1874, Chancery Court: John Jones, administrator of W. [William] H. McConnekin (deceased), and Ann E. [Bullard] McConnekin, widow of the deceased vs Thomas J. Pritchett and wife, Margery G. [McConnekin] Pritchett; William F. McHenry and wife, Jennie J. [McConnekin] McHenry; and Bettie C. McConnekin, a minor without a guardian and against Dr. H. H. [Henry Holmes] Clayton, trustee. W. H. McConnekin had died on or about February 14, 1870 leaving Ann E. McConnekin as his widow and defendant women as his children. On January 4, 1870, intestate had conveyed in consideration for one dollar and love and affection entertained by him for his wife and children, two lots with houses in Murfreesboro, to H. H. [Dr. Henry Holmes] Clayton as trustee to hold for the exclusive use of his wife during the remainder of her natural life and at her death to be legally divided among his three daughters. The administrator had only been able to raise \$516.14 to pay debts. The debts of the estate exceeded \$2300 of which \$700 was in litigation. The complainant charged that the conveyance of the two lots should be inoperative and he had the right to have sufficient real estate sold to pay debts. He petitioned to sell the lot and house that had not been their residence believing that it would sell for enough to pay the debts.

October 26, 1874, Chancery Court: John Jones, administrator vs T. [Thomas] J. Pritchett. The defendant had no regular guardian and a guardian ad litem was appointed.

October 29, 1874, Chancery Court: John Jones, administrator vs T. [Thomas] J. Pritchett and wife et al. Margery [Mcconnekin] Pritchett, wife of T. [Thomas] J. Pritchett and Jenie [Mcconnekin] McHenry, wife of W. F. McHenry, had been served but had failed to appear. A decree of confessed had been issued.

October 1875, Chancery Court: John Jones, administrator vs T. [Thomas] J. Prichett et al. Ann E. [Bullard] McConnekin, the widow of the deceased, had paid the remaining debts of the estate from her own money and was entitled to be repaid. The court had ordered the sale of one house and lot to repay her. The house and lot had been auctioned on November 20, 1875 and had sold for \$500 plus back taxes that were liens on the property. This was insufficient to repay the widow who had paid out \$973.71.

April 18, 1876, Chancery Court: John Jones, administrator of W. H. Meconnekin (deceased) vs T. [Thomas] J. Pritchett et al. A house and lot had been sold on November 20, 1875 to J. H. Turner for \$500 plus unpaid taxes. The purchase price had been paid and Mrs. Ann [Bullard] Meconnekin received \$360 and the remainder for fees. A decree of title had been issued to the purchaser.

Rutherford Co., TN Marriage records: Thomas J. Pritchett married Margie Meconnekin on February 4, 1873. W. F. McHenry married Jennie Meconnekin on March 4, 1873.

1860 Wilson Co., TN Census, Dist. 15: W. H. McConnekin, 40 SC Physician; Ann McConnekin, 30; Margaret McConnekin, 10; Jane McConnekin, 8; Bette McConnekin, 2.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 2: Ann McConnekin, 41; Margie McConnekin, 18; Jennie McConnekin, 16; Bettie McConnekin, 11; and unrelated others.

1880 Davidson Co., TN Census, Nashville: W. F. McHenry, 29, Drug Clerk; Jennie McHenry, 25; Willie McHenry, 6; Anna McHenry, 2; John McHenry, born January 1880; Bettie McConnekin, 19 niece; Anna McConnekin, 45 [relationship not stated].

U. S. Civil War Soldiers, 1861-1865: William H. Meconnekin, 5th Regiment, Tennessee Cavalry in the Union Army.

Civil War Pension Index: General Index to Pension Files: 1861-1934 on Ancestry.com. Mrs. Ann E. L. Meconnekin applied for and received a pension from the U. S. Government.

752. McCoy, Jane Died April 1850, unknown.

Rutherford Co. US Census Mortality Schedules: Jane McCoy, 83, born in VA, died April 1850, of "unknown".

753. McCoy, John T. H. or Thomas Died in 1863, intestate. [Cont'd from Vol. III].

Note: Elizabeth "Betty" McCoy and Sallie McCoy were stated to be the only children of John T. H. McCoy in Vol. III. Sarah T. McCoy and Ann McCoy were stated to be the minor children of Thomas McCoy (died before 1868 - see Vol. III). Is it possible that Thomas McCoy and John T. H. McCoy are one and the same?

September 7, 1875, County Court: E. T. Brown was appointed guardian for Sarah T. and Ann McCoy, minor heirs of Thomas McCoy (deceased).

August 19, 1876, County Court: James T. Reed, agent for Peter Reed (deceased), who was in his lifetime guardian for Sarah McCoy and Ann McCoy, minor heirs of J. T. H. McCoy (deceased), made a settlement with the court.

November 7, 1877, August 7, 1878, County Court: E. T. Brown, guardian for Sarah McCoy & Ann McCoy, minor heirs of J. T. H. McCoy (deceased), made a settlement with the court.

July 14, 1879, June 8, 1880, County Court: E. T. Brown, guardian for Ann McCoy, minor heir of J. T. H. McCoy (deceased), made a settlement with the court.

1870 Rutherford Co., TN Census, Dist. 24 (Big Spring): Mary McCoy, 60; Sarah McCoy, 14; Ann McCoy, 12

754. McCrary, Arthur Died January 7, 1867, testate. [Cont'd from Vol. III]

February term, 1867, County Court, Enrolled Cases #1. pg. 231: lby [Hamilton] McCrary, widow of the testator; James Stone and wife, Jane [McCrary] Stone; James Becton and wife, Mary [McCrary] Becton; Anderson A. [Arthur] McCrary; Joseph H. McCrary; Andy Harney and wife, Susan [McCrary] Harney; T. [Thomas] F. Lowe and wife, Margaret [McCrary] Lowe; James Gilley and wife, Nancy [McCrary] Gilley; and Jesse Gilley and wife, Melville [McCrary] Gilley and Benjamin Becton. Petition for dower. The petitioners except the husbands of daughters and Benjamin Becton were children of the deceased. **Note:** Benjamin Becton married Mary McGill, daughter of Isaac McGill and Elizabeth A. [McCrary] McGill, who was a deceased daughter of the testator.] The widow had dissented from the will and was entitled to dower. The testator had owned about 280 acres in two tracts. Two of the testator's children had died to wit: James [F.] McCrary [Sr.] (deceased) who left surviving him the following children: Joseph N. McCrary, William A. McCrary, John McCrary, James McCrary [Jr.]; and Elizabeth [McCrary] Becton (deceased), wife of James Becton, who had left surviving her, Jane Becton, G. N. [George Newton] Becton; and Mary [McGill] Becton, wife of Benjamin Becton. Commissioners set aside 89 plus acres for the widow's dower.

September 16, 1875, January 22, 1878, County Court: The Public Guardian, guardian for William A. McCrary, John W. McCrary and James F. McCrary (deceased) and heirs at law of Arthur McCrary (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records [and based on above information]: Anderson Arthur McCrary married Mary A. Gumm on April 15, 1858. Susan J. McCrary married Andrew T. Harney on December 27, 1855. Margaret E. McCrary married Thomas F. Lowe on March 15, 1860. Nancy I. McCrary married James A. Gilley on May 8, 1866. Melville M. McCrary married Jesse B. Gilley on December 14, 1865. Mary E. McCrary married W. James Becton on September 1863. Benjamin May Becton married Mary Isabel McGill on August 6, 1866.

755. McCrary, George M. Died in 1864 after February 24th, testate. [Cont'd from Vol. III].

Note: Widow: Jane L. [Porter] McCrary. Executor/Administrator: Arthur McCrary; followed by Arthur Ashley. Children: Hugh P. McCrary, George N. McCrary, Mary Ann [McCrary] Ashley.

October 8, 1877, Chancery Court: D. [David] L. Youree and D. R. Carter, administrators and Elizabeth [Lowe] McCrary, widow [of George N. McCrary (deceased) –see below] vs Calvin McCrary, Sarah J. McCrary and James P. McCrary. George McCrary had died in 1864. He had left a widow, Jane [Porter] McCrary, who had died in February 1872 and three children to wit: George N. McCrary, Mrs. Mary Ann [McCrary] Ashley, wife of Alexander Ashley, and Hugh P. McCrary. The testator gave and devised the whole of his estate, both real and personal, to his widow for life after payment of debts, the remainder to be equally divided among his three children. Hugh P. McCrary had died in 1865 never having been married. His interest of his late father's land was inherited equally by his two siblings. After the death of their mother, they had taken possession of all the land their father had possessed. In settlement of a debt due the testator's estate, they had purchased from one Hall a tract of 124 acres of land and title had been taken to Jane [Porter] McCrary for life and the remainder to the surviving two children. Including this purchase, the testator had owned 544 acres at his death that descended jointly to George N. McCrary and Mrs. [Mary Ann McCrary] Ashley. The testator's home tract had contained about 300 acres. He had tracts of 100 acres and 24 acres in addition to the tract he had purchased from one Hall. George N. McCrary and Mrs. Ashley had the real estate partitioned and George N. McCrary had received the whole of the home place except for 5 acres on the northeast corner that went to Mrs. Ashley. The remaining tracts totaling 251 acres went to Mrs. Ashley. The court had approved the partition and had vested title to the land allotted to George N. McCrary to his widow and children. George N. McCrary had died on December 27, 1876 leaving a widow and three children.

756. McCrary, George N. Died December 27, 1876, intestate.

Note: Son of George M. and Jane L. [Porter] McCrary.

January 8, 1877, County Court: John Gum received \$5 for holding an inquest over the body of G. N. McCrary (deceased).

February 5, 1877, County Court: The court noted the death of G. N. McCrary and appointed D. [David] L. Youree and D. R. Carter as administrators of the estate.

April 2, 1877, County Court: Commissioners were appointed to set apart to Mrs. Elizabeth [Lowe] McCrary, widow of the deceased, provisions sufficient for one year.

October 8, 1877, Chancery Court: D. [David] L. Youree and D. R. Carter, administrators and Elizabeth [Lowe] McCrary, widow vs Calvin McCrary, Sarah J. McCrary and James P. McCrary. George N. McCrary had died on December 27, 1876 leaving a widow and three children. He had owned 278¼ acres of land. The widow was entitled to dower and homestead.

October 15, 1877, Chancery Court: D. [David] L. Youree & D. R. Carter, administrator of G. N. McCrary (deceased) & Elizabeth [Lowe] McCrary, widow vs Calvin McCrary, Sarah J. McCrary, James P. McCrary. George M. McCrary had died in 1864. His widow, Jane [Porter] McCrary, had died in February 1872. He had left three children to wit: Mary [McCrary] Ashley, wife of Alexander Ashley; George N. McCrary and Hugh P. McCrary. George M. McCrary (deceased) willed the whole of his estate, both real and personal, to his wife for life. The remainder was to be equally divided among his children. Hugh McCrary had died sometime in 1865, never having been married. His interest in his father's lands went equally to his siblings when their mother had died in 1872. To settle a debt due the estate of George M. McCrary (deceased), William Hall had sold Jane [Porter] McCrary a tract of 124 acres and title was taken in her name for life, remainder to her two surviving children. This added to the lands owned by George M. McCrary at his death brought the total to 544 acres now owned by George N. McCrary and Mary [McCrary] Ashley. They had the land partitioned in severalty and George N. McCrary had received the whole of his father's home tract except for 5 acres that went to Mary [McCrary] Ashley along with the remaining tracts. George N. McCrary had received 251 acres and Mary [McCrary] Ashley had received just over 278 acres. Separate titles had not been registered so the court had issued decrees of title for their respective shares to Mary [McCrary] Ashley and the widow, Elizabeth [Lowe] McCrary, and children of George N. McCrary (deceased). Ab. Woods (colored) had purchased from George N. McCrary and paid for 9 acres but no deed had been given. The court issued a decree of title to Ab. Woods (colored). George N. McCrary had died on December 27, 1876, intestate. He had left a widow, Elizabeth [Lowe] McCrary, and three children, the defendants listed above. He had owned 278 acres of land from which the widow was entitled to dower and homestead. Commissioners had been appointed to set aside her dower and a homestead valued at \$1000 to include the mansion house and other out houses. The personal effects of the deceased's estate had been insufficient to pay debts that totaled about \$1000. The court had stated it would be necessary to sell some real estate of pay remaining debts. An auction had been held on December 8, 1877, and tracts of 30 and 25 acres were sold for sufficient money to pay outstanding debts.

October 17, 1877, Chancery Court: A deposition listed the heirs of George M. McCrary as Mrs. [Mary Ann McCrary] Ashley and the wife and heirs of George N. McCrary (deceased). George N. McCrary's heirs at law consisted of his widow and the three minor children, Calvin McCrary, Sarah J. McCrary and James P. McCrary. The real estate had descended from George M. McCrary and 125 acres had been purchased from William Hall after his death. The land that descended from George M. McCrary had been divided between Alexander Ashley and wife, Mary [McCrary] Ashley and George N. McCrary about four years before the latter died. Each of the parties had lived on their respective shares. Mrs. Ashley was a sister of the intestate.

April 16, 1878, Chancery Court: D. [David] L. Youree and D. R. Carter, administrators of the deceased vs Calvin McCrary, Sarah J. McCrary and James P. McCrary, minors without guardian. Elizabeth [Lowe] McCrary received a dower of 70 acres and a homestead of 35 acres.

September 2, 1878, December 7, 1881, County Court: H. W. Murray was appointed guardian for Sallie McCrary, Calvin McCrary and James P. McCrary, minor heirs of G. N. McCrary (deceased).

April 10, 1879, County Court: A list of the personal estate that had been sold at auction was presented to the court.

April term, 1879, & June 30, 1879 Chancery Court: D. [David] L. Youree and D. R. Carter, administrators, Elizabeth [Lowe] McCrary, widow of the deceased vs Calvin McCrary, Sallie J. McCrary and James P. McCrary. A 30 acre tract had been sold at auction to D. R. Carter for \$420 cash. The court issued a decree of title. Commissioners had been appointed to set aside a homestead valued at \$1000 to include mansion house and a dower equal to one-third the value of the 278 acres owned by the deceased. They realized \$223.97 from the personal estate and \$75 of that was given to the widow for provisions for one year. There were debts totaling \$986 against the estate. The Clerk & Master determined it would be necessary to raise \$1200 to pay all debts and other expenses by selling off 30 or so acres.

October term, 1880, Chancery Court: H. W. Murray had purchased 25 acres of land on December 8, 1877. He had given notes that had all been paid except the last one for \$390.94 which had only \$35 credited to it. There had remained \$387.21 principal and interest and the Clerk & Master had obtained a judgment against the purchaser for the entire amount.

November 29, 1880, Chancery Court: H. W. Murray had purchased 25 acres at auction on December 8, 1877 and had paid all his notes except the last one for \$390.94. The court issued a judgment against H. W. Murray for principal and interest. He was able to pay the remaining amount by April term, 1881.

April 7, 1881, County Court: The commissioners had set aside support for one year for Mrs. Lizzie [Lowe] McCrary out of her deceased husband's estate

April 9, 1881, County Court : D. [David] L. Youree and D. R. Carter, administrators, made a final estate settlement.

Rutherford County Marriage records: George N. McCrary married Lizzie Lowe on February 16, 1869.

1870 Rutherford Co., TN Census, Dist. 23 (Youree's): George McCrary, 22; Elizabeth McCrary, 20.

757. McCrary, Hugh P. Died in 1865, intestate.

Note: Son of George M. and Jane L. [Porter] McCrary.

October 8, 1877, Chancery Court: George M. McCrary had died in 1864 leaving three children, George N. McCrary, Mrs. [Mary Ann McCrary] Ashley, wife of Alexander Ashley, and Hugh P. McCrary died in 1865 without issue having never been married.

758. McCrary, James F., Sr. Died between 1860 and 1870, unknown.

Note: Son of Arthur and Isabel "Ibby" [Hamilton] McCrary. Perhaps he died during the Civil War.

April 15, 1874, County Court: H. [Henry] H. Norman, Public Guardian of Rutherford County, submitted an inventory of the funds belonging to the minor heirs of James F. McCrary (deceased) that he had received from the previous guardian.

September 16, 1875, January 22, 1878, April 5, 1880, County Court: The Public Guardian, guardian for William A. McCrary, John W. McCrary and James F. McCrary [Jr.] minor heirs of James F. McCrary (deceased) and heirs at law of Arthur McCrary (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: James F. McCrary married Sarah E. J. Donnel on February 7, 1850.

1860 Rutherford Co., TN Census, Youree Dist: James F. McCrary, 25; S. E. J. McCrary (f), 28; Joseph McCrary, 8; W. [William] A. McCrary, 5; James McCrary, 1.

1870 Rutherford Co., TN Census, Dist. 23: Sarah McCreary, 38; William McCreary, 14; John McCreary, 12; James McCreary, 7.

759. McCrary, John Died August 31, 1856, testate. [Cont'd from Vol. II].

Note: Widow: Sarah [McGill] McCrary, daughter of James (died 1833) & Nancy (died 1840) McGill [see Vol. I]. Brother of Arthur McCrary. 7 Children: Hall McCrary; Arthur McCrary; Nancy [McCrary] Brandon; Elizabeth [McCrary] Carnahan, wife of Andrew Carnahan; Sarah Emeline [McCrary] Carnahan, wife of Preston Carnahan; Mary Jane [McCrary] Lyon, wife of Elijah J. Lyon; Alexander E. McCrary.

November term, 1856, Circuit Court Enrollment Book, pg. 271: Arthur McCrary, executor of John McCrary (deceased); Sarah [McGill] McCrary, widow of the deceased; Nancy [McCrary] Brandon; Arthur McCrary, Jr.; Andrew Carnahan and wife, Elizabeth [McCrary] Carnahan; Preston Carnahan and wife; Sarah E. [McCrary] Carnahan; Elijah Lyon and wife, Mary Jane [McCrary]; Alexander E. M. McCrary; and John Hall McCrary, an infant. Petition to sell real estate. The executor of the will was not authorized to sell the land and slaves until John Hall McCrary had become of age. The petitioners had argued that the delay would be detrimental to the estate and the legatees. They had prayed for a decree to sell the remainder of the 250 acres after assignment of dower or the whole if proper and the personal property including slaves so that proper distribution could be made according to the will.

November 12, 1856, Circuit Court Enrollment Book, pg 272: John McCrary had died on August 31, 1856 in Rutherford County. The court had appointed commissioners to set aside the widow's dower to include mansion house and one-eighth of the slaves unless the widow desired to sell her share. The dower was 75 acres. The remaining land had been sold on December 26, 1856 to Alexander E. M. McCrary for \$2730.

February 23, 1869, Enrolled Cases #2, pg. 116: John W. Jacobs and wife, Mary J. T. [Brandon] Jacobs; Thomas J. Lee and wife, Sarah E. W. [Brandon] Lee; Robert Q. Gaither and wife, Margaret E. [Brandon] Gaither of Cannon Co.; vs John W. Brandon, a minor under guardianship of Alfred Brandon; Andrew Carnahan and wife, Elizabeth [McCrary] Carnahan; Mrs. Emeline [McCrary] Carnahan; Alex Ashley; A. E. M. McCrary of Rutherford County; James Hall McCrary, a minor under guardianship of Bird Messick of Coffee Co.; Elijah Lyon; Sarah L. Lyon; Gideon B. Lyon; William H. Lyon; John M. Lyon and Mary M. Lyon, the last five were minors without guardian; Emeline McCrary; William Witherspon and wife, Sarah [McCrary] of Texas; Mary J. McCrary; John W. McCrary; Joseph McCrary and Isabella McCrary, the last four lived in Texas without guardian; Robert Carter & W. P. Carter of Rutherford Co. Petition to sell land. The deceased's widow had received a dower of 74 acres. She had died and the land had descended to heirs at law of her deceased husband in the following proportions to wit: 1st: Mary J. T. [Brandon] Jacobs, wife of John W. Jacobs; Sarah E. W. [Brandon] Lee, wife of Thomas J. Lee; Margaret E. [Brandon] Gaither, wife of R. L. Gaither; and John M. Brandon under guardianship of Alfred Brandon were together entitled to one share. They were the children of Nancy [McCrary] Brandon, daughter of the deceased [**Note**: Nancy [McCrary] Brandon and husband, John E. Brandon and their family can be found on the 1850 Cannon Co., TN census]. 2nd: Mrs. Elizabeth [McCrary] Carnahan, daughter of John McCrary (deceased) and wife of Andrew Carnahan, was entitled to one share. 3rd: [Sarah] Emeline [McCrary] Carnahan, daughter of John McCrary (deceased), was entitled to one share. She may have sold her share to Alex Ashley. 4th: A. [Alexander] E. McCrary, son of the intestate, was entitled to one share and sold it to Alex Ashley, trustee, who had sold it to Robert Carter and W. P. Carter. 5th: The minor, John Hall McCrary, under guardianship of Bird Messick of Coffee Co., son of Hall McCrary (deceased), who was son of John McCrary (deceased) was entitled to one share. 6th: The five minor children to wit: Sarah L. Lyon; Gid B. Lyon; William H. Lyon; John M. Lyon; and Mary M. Lyon who were without guardian were the children of Mary J. [McCrary] Lyon, wife of Elijah Lyon and daughter of the deceased who died after her father, were entitled to one share. 7th: Sarah E. [McCrary] Witherspoon, wife of William Witherspoon, and the following minor children to wit: Mary J. McCrary; John McCrary; Joseph McCrary; and Isabella McCrary who were without guardian were entitled to one share in right of their father, Arthur McCrary (deceased), son of the intestate who died after his father. [**Note**: Arthur McCrary and his family appear on the 1860 census for Ellis Co., Texas]. Petitioners alleged that the 74 acres could not be equitably partitioned and prayed for a verdict to sell.

February 4, 1878, March 7, 1879, County Court: Elijah Lyon was appointed guardian for John M. Lyon and Mary M. Lyon, his own children and heirs at law of John McCrary (deceased).

Rutherford County, TN Marriage records: Andrew Carnahan married Elizabeth McCrary on February 22, 1844. Preston Carnahan married Sarah E. McCrary on August 21, 1845. Elijah J. Lyon married Mary J. McCrary on March 27, 1855. Alexander E. McCrary married Dorothy Youree on January 25, 1855. Thomas J. Lee married Sarah E. W. Brandon on September 12, 1865.

Tennessee State Marriages, 1780-2002: Arthur McCrary married Sophia E. Knox on August 19, 1844 in Cannon Co. R. L. Gaither married Margaret E. Brandon on February 1, 1866 in Cannon County.

760. McCulloch, Sarah [Lytle - Caswell] Died in 1862, testate. [Cont'd from Vols. II & III].

Note: She was the daughter of Capt. William (died 1829 - see Vol. I) and Nancy [Taylor] Lytle. Widow of her second husband, Benjamin McCulloch, who died August 10, 1847 (see Vol. I & II). She had first married Richard W. Caswell who died May 5, 1810. Children: Jane E. Caswell, married 3 times, lastly to Stokely D. Rowan; William R. Caswell; Philip D. McCulloch; Richard C. McCulloch; Benjamin W. McCulloch; Sarah A. [McCulloch] Perkins. Grandchildren: Sarah Annette McCulloch and Samuel D. McCulloch.

March 21, 1867, Chancery Court: John E. Dromgoole, administrator cum testamente annexo de bonis non of Sarah [Lytle - Caswell] McCullough (deceased) vs Samuel D. McCulloch of Rutherford Co.; Stokeley D. Rowan and wife, Jane E. [McCulloch] Rowan of Warren Co.; Phillip D. McCulloch of Gibson Co.; Richard C. McCulloch of Stewart Co.; Benjamin W. McCulloch of Texas; P. G. Perkins, and wife, Sarah A. [McCulloch] Perkins; and Sarah Annette McCulloch, the three last named were residents of Louisville, Kentucky. Remaining information in case previously stated in Vol. III, dated September 15, 1865.

April 30, 1875, Chancery Court: John E. Dromgoole, administrator vs Samuel D. McCullough et al. A former Clerk & Master had turned over to R. [Robert] T. Tompkins, Clerk & Master, on December 11, 1868, the sum of \$9645. The money was in the form of two judgments and three notes. Interest had been regularly paid on the notes. Samuel D. McCullough and Sarah A. Bowen, formerly Sarah A. [Annette] McCullough, wife of J. G. Bowen, tenants for life of said fund, had been receiving payments in the amount of \$100 and \$200.

October 5, 1878, County Court: J. W. Ewing vs Richard C. McCulloch, a resident of Arkansas, and Robert T. Tompkins [Clerk & Master] of Rutherford County. Sarah [Lytle - Caswell] McCulloch had died in 1862, testate. Her personal property had been wasted by the war. Her estate consisted almost entirely of a tract of land. John E. Dromgoole, the administrator de bonis non with the will annexed, had disposed of the land by sale and realized over \$10,000. After the sale, John E. Dromgoole had asked the court for a construction of the will as to disposition of the funds. All the items in the will except the first were in regard to disposition of slaves and household property. The slaves had been liberated about the time the testatrix died. The testatrix had directed the sale of the property and from the proceeds had given her grandchildren, Sarah Annette McCulloch and Samuel D. McCulloch, \$5,000 each for their use and benefit during their natural life and after their death to their children forever. If either of the grandchildren were to die without leaving children, the will had directed that one-half of the property, real and personal, was to go to the surviving grandchild and the other one-half was to be divided equally between her children to wit: Phillip D. McCulloch, Richard C. McCulluch, Benjamin W. McCulloch and Sarah A. [McCulloch] Perkins. If they both died without heirs, the whole of the property was to be divided equally among the four above listed children. This case went all the way to the Supreme Court of Tennessee and as a result R. [Robert] T. Tompkins was appointed trustee and received the fund that after paying some costs had amounted to less than \$10,000. He paid the annual interest thereon to Sarah Annette McCulloch and Samuel D. McCulloch. Sarah Annette McCulloch after marrying J. G. Bowen died without children surviving her. The complainant obtained a judgment against J. G. Bowen but he had left the state and the complainant had no other means to collect except his one-fourth interest in the funds in the hands of R. [Robert] T. Tompkins. He prayed for a writ of attachment on said funds.

October 25, 1878, Chancery Court: John E. Dromgoole, administrator of Sarah [Lytle - Caswell] McCullough (deceased) vs Samuel D. McCullough and Sarah A. [Annette] McCullough. The court noted that Sarah A [nnette] [McCulloch] Bowen, Benjamin W. McCullough and Mrs. Sarah A. [McCulloch] Perkins had died.

November 21, 1878, Circuit Court: R. [Robert] T. Tompkins, trustee for the use of the legatees of Sarah [Lytle - Caswell] McCulloch (deceased) vs Dr. R. [Robert] J. Turner, John Lytle and Robert B. Jetton. The defendants had confessed judgment in the aggregate amount of \$5737.47. Execution was issued.

April 18, 1879, Chancery Court: John E. Dromgoole, administrator of Sarah [Lytle - Caswell] McCulloch (deceased) vs Samuel D. McCulloch et al. R. [Robert] T. Tompkins, trustee for the legatees of Sarah [Lytle - Caswell] McCulloch (deceased), had reported that he had not made his annual settlement to the Clerk & Master in October 1878 for several reasons to wit: Several of the parties had died or had been reported to have died during the yellow fever epidemic in western Tennessee during the summer and fall of 1878. He had also been unable to collect a large portion of the annual interest due on funds for the years 1877 and 1878. He had further reported that he had loaned \$5,000 to Thomas J. B. Turner with good securities at 10% interest rate. T. [Thomas] J. B. Turner had died in February 1878 and his administrator had suggested the estate was insolvent. Mr. Dromgoole had filed suit against the sureties in District Court and the FIFA had been returned nulla bona. He had also loaned \$1,900 at 10% interest to F. [Felix] G. Miller again with good securities. After the death of Mrs. Sarah A [nnette] [McCulloch] Bowen on September 16, 1878, one of the tenants for life without children, the trustee had attempted to collect on this note in order to have funds available for distribution as directed by the will of Mrs. Bowen (deceased). The parties had failed to pay and he had filed suit against the principal and his securities in Circuit Court. A judgment had been rendered against them at the March term 1879 and a judgment was also rendered against the executors of I. [Isaac] L. Miller (deceased). The executors had suggested to the court that this estate was insolvent but the trustee had managed to collect \$417.35 from the estate. The trustee had loaned \$550 at

10% interest to Thomas M. King who had failed to pay the annual interest on the loan. The trustee had filed suit on this note and received a judgment. A FIFa had been returned nulla bona but he had managed to collect \$75.40 on it. The trustee had also loaned \$1026 at 10% interest to Hickman Weakley. He failed to make the initial interest payment but had eventually paid the entire amount due. The trustee reported he had on hand \$2185.91 available for distribution as per the will of the testatrix.

May 12, 1879, Chancery Court: Robert T. Tompkins, trustee for the legatees of Sarah [Lytle - Caswell] McCulloch (deceased), petition filed in above case: The will had been contested all the way to the Supreme Court of Tennessee and had been confirmed. There was \$9569.75 in the hands of the trustee. Mrs. Sarah A. [McCulloch] Perkins (deceased) had been a feme sole at her death and had left surviving her two children, P. [Peter] A. Perkins and Constantine Perkins. B. [Benjamin] W. McCulloch had left surviving him his widow, Ann M. McCulloch, and N. Cannon McCulloch, M. Macon McCulloch, Ben McCulloch, Shelia McCulloch, Henry E. McCulloch and Joseph W. McCulloch, the last three were minors.

May 12, 1879, Chancery Court Enrolled Cases #10, pg. 302: Sarah A. [Annette] McCulloch had married J. G. Bowen sometime in the summer of 1878. She had died without children so one-half of her share in the trust fund had gone to her brother, Samuel D. McCulloch for his life and the other one-half had gone to the four children of the testatrix or their representatives in the case of Sarah A. [McCulloch] Perkins and B. [Benjamin] W. McCulloch, both deceased.

July 23, 1879, Chancery Court: J. M. Ewing vs R. [Robert] T. Tompkins, trustee, and Richard C. McCulloch. Richard C. McCulloch owed J. W. Ewing \$480.90 principal and interest. The court also had noted that R. [Robert] T. Tompkins, trustee for Sarah Annette McCulloch and Samuel D. McCulloch, had been endeavoring to collect the balance of the fund belonging to the beneficiaries of his testatrix that he had loaned out. Sarah Annette McCulloch had married J. G. Bowen and had died without child. One-fourth of the one-half of the fund in the hands of the trustee, about \$500, belongs to Richard C. McCulloch. This amount had been attached by the complainant. The court ordered that this amount be applied against the amount of the judgment.

November 11, 1879, Chancery Court: Annette [McCulloch] Bowen had died without children. Mrs. Sarah A. [McCulloch] Perkins, P. [Philip] D. McCulloch, Richard McCulloch and Benjamin W. McCulloch were entitled under Sarah [Lytle - Caswell] McCulloch's will to one-half of the share to which Annette [McCulloch] Bowen (deceased) had a life estate in under the will and the funds in the hands of R. [Robert] T. Tompkins at trustee while life tenants lived. Mrs. Sarah A. [McCulloch] Perkins had died and P. [Peter] A. Perkins, her son, had been appointed her administrator entitled to receive her share of the funds as they were collected. Benjamin W. McCulloch had died and his share was then in litigation in the Chancery Court. The court had issued the following order: The trustee had to pay to P. A. Perkins, administrator of Mrs. Sarah A. [McCulloch] Perkins, one-fourth of the funds in his hands, likewise, he was to pay to P. [Philip] D. McCulloch or his attorney, his one-fourth of the funds. The trustee was to pay over to J. W. Ewing the one-fourth share of Richard C. McCulloch.

761. McDaniel, Charles Died February 24, 1871, testate.

Will dated February 8, 1871. Will probated June 1, 1874. The testator had left Elizabeth \$25; Lueza \$25, Sirena \$25, Mevica \$25, Martha \$100, Julia, one gold watch, his mother, one grey mare, bridle, saddle, one large mule, one large white cow, a trunk and the bacon and lard of four hogs. The property was to be his mother's during her lifetime, and at her death, Julia was to inherit the property willed to his mother. William McDaniel had received one overcoat and boots and Crawford McDaniel, one pistol.

June 1, 1874, County Court: The will of Charles McDaniel (deceased) was presented for probate, was proven and recorded.

1850 Rutherford Co., TN Census, Sulphur Springs Dist.: Crawford McDaniel, 40 VA; Jane McDaniel, 40 VA; Mary McDaniel, 22; Mariah McDaniel, 17; William McDaniel, 14; America McDaniel, 12; Serena McDaniel, 11; George McDaniel, 10; Charles McDaniel, 8; Crawford McDaniel, 6; Louisa McDaniel, 4; Julia F. McDaniel, 1

1860 Rutherford Co., TN Census: Craw[ford] McDaniel, 55 VA; Jane McDaniel, 55 VA; Syrena McDaniel, 21; George McDaniel, 19; Charles McDaniel, 19; Crawford McDaniel, 15; Louiza McDaniel, 13; Julia McDaniel, 11.

McDaniel Cemetery, Declaration Drive: Charles McDaniel, 15 Feb 1843 - 24 Feb 1871.

762. McDaniel, George W. Died before February 7, 1870, intestate.

Note: Probably son of William J. & Priscilla McDaniel (see below)

February 7, 1870, County Court: The court noted the death of George W. McDaniel and appointed William J. McDaniel as administrator.

August 29, 1870, County Court: W. J. McDaniel, administrator of George W. McDaniel (deceased), made an estate settlement with the court.

U. S. Civil War Soldiers, 1861-1865: George W. McDaniel, 2nd Regiment, Tennessee Infantry (Robison's) (Walker Legion). George W. McDaniel, 27th Regiment, Tennessee Infantry.

763. McDaniel, Johnson Died before February 4, 1874, intestate.

February 24, 1874, County Court: L. H. Mason submitted an inventory of the estate of the deceased that consisted of livestock, a wagon, ten barrels of corn and two bales of picked cotton.

March 4, 1874, County Court: An inventory of the estate of Johnson McDaniel (deceased) was presented and recorded.

764. McDaniel, Nelson (Colored) Died between October 3, 1873 and April 19, 1875, intestate.

April 19, 1875, Chancery Court Enrolled Cases #5, pg 425: William Crayton and wife, Susan [McDaniel] Crayton vs Jenny McDaniel and Joseph Wade and wife, Cindy [McDaniel] Wade. The deceased while living on October 3, 1873 had purchased two tracts of land totaling 58 acres from Mary Farris. The consideration had been \$1100 that had been paid in equal parts by Susan [McDaniel] Crayton and the deceased. The deed had been made to Nelson McDaniel without any mention of Susan [McDaniel] Crayton who had paid one-half of purchase money. Nelson McDaniel had died and his widow was Jenny McDaniel. Cindy [McDaniel] Wade and Susan [McDaniel] Crayton were the only children of the intestate. The complainants had prayed that the court divest the heirs at law and the widow of title to one-half of the land and vest it in Susan [McDaniel] Crayton.

Rutherford County, TN Marriage records: Nelson McDaniel married Jane McDaniel on October 20, 1866. W. M Crayton [Colored] married Susan McDaniel [Colored] on December 23, 1873. Joe Wade married Lucinda McDaniel on January 13, 1870.

1870 Rutherford Co., TN Census, Dist. 9 (Sulphur Springs): [all Black] Nels McDaniel, 51; Jennie McDaniel, 40; Tilda Puckett, 9; John Puckett, 3; William Puckett b. 28 June 1870; Jordan McNary, 27.

765. McDaniel, William H. Died before March 7, 1870, intestate.

Note: William H. McDaniel was the son of Crawford & Jane McDaniel.

March 7, 1870, County Court: The court noted the death of the intestate and appointed Eliza A. [McDaniel] Hall as administratrix. William Hall provided part of her security.

Rutherford County, TN Marriage records: Jacob G. Hall married Eliza A. McDaniel on January 16, 1845. William McDaniel married Lucretia Elliott on August 7, 1859. William Hall married America McDaniel on February 23, 1859.

1860 Rutherford Co., TN Census: William McDaniel, 25; Lucretia McDaniel, 18.

766. McDaniel, William J. Died before December 14, 1872, intestate.

January 6, 1873, County Court: Mathew Pitts had received \$5 for holding an inquest on the body of W. J. McDaniel (deceased).

March 4, 1873, County Court: The court noted the death of William [J.] McDaniel and appointed L. H. Mason as administrator of the estate. Commissioners were appointed to set aside provisions for one year for Mrs. Priscilla McDaniel, widow of William McDaniel (deceased).

April 29, 1873, Chancery Court: Eli G. Fleming vs L. H. Mason, administrator of William J. McDaniel (deceased) and L. H. Mason and wife, Mollie [Mary], formerly Mollie McDaniel; Ann McDaniel and Jennie [Virginia] McDaniel; and Budd McDaniel, minor son of George McDaniel (deceased) **Note:** This is probably George W. McDaniel who may have died during the Civil War - see above) and James M. Avent. William J. McDaniel in his lifetime had sued out in forma pauperis for an attachment of complainant's property and it had been levied on his cotton. The attachment had been subsequently dismissed but the intestate had won a judgment in Circuit Court against the complainant for \$435.12 and the same was added in a bid on complainant's house and lot at a sale in July 1871. Complainant had employed W. J. McDaniel to superintend the gathering of his cotton crop and defendants, Ann McDaniel and Jennie [Virginia] McDaniel and Mrs. Mollie [Mary McDaniel] Mason, then a feme sole, and George McDaniel, then living, were all above the age of twenty-one years and were living with the intestate when the crop was gathered. The complainant charged that Ann McDaniel, Jennie McDaniel and George McDaniel, without his knowledge, had taken an unknown amount of the cotton and sold it to James Dejarnett, who had since died, for \$650 and that they were justly indebted to him for that amount. He further charged that the defendants were insolvent and he could not have recovered the amount prior to the death

of the intestate. The defendants had responded with a demurrer that the court had accepted and dismissed the suit.
November 19, 1874, County Court: William A. Ransom presented a list of property sold at auction on December 14, 1872.

Rutherford County Marriage records: L. H. Mason married Mary McDaniel on October 30, 1867.

13 September 1850 Rutherford Co., TN Census, Flemings Dist.: William J. McDaniel, 45 NC Carpenter; Priscilla McDaniel, 43 NC; George McDaniel, 14 NC; Anzillet McDaniel (f), 13 NC; Virginia McDaniel, 9 NC; Mary J. McDaniel, 5; Elizabeth McDaniel, 1 month.

767. McDonald, Barthula Died before July 1876, intestate.

January 8, 1877, County Court: The court noted that Barthala McDonald (deceased) had been dead for over six months without having an administrator appointed. The court appointed the Public Administrator to manage the estate.

1870 Rutherford Co., TN Census, Dist. 6 (Gambrill): William McDonel, 42; Elizabeth McDonel, 35; Barthely McDonel (f), 15; Hickman McDonel, 12; Aluster McDonel (f), 11, George McDonel, 9; Sumnery McDonel, 7; Jeff McDonel, 5; Nick McDonel, 5; Mattie McDonel, 10 months.

768. McDonald, William Died before October 7, 1872, intestate.

October 7, 1872, County Court: The court noted that William McDonald had died and appointed W. [William] A. Ransom as administrator of the estate. Bond was set at \$10,000.

December 2, 1872, County Court: The court appointed commissioners to set aside sufficient support for Mrs. Elizabeth McDonald, widow of William McDonald (deceased), for one year.

March 9, 1876, County Court: W. [William] A. Ransom, administrator of the estate, made an estate settlement with the court.

1870 Rutherford Co., TN Census, Dist. 6 (Gambrill): William McDonel, 42; Elizabeth McDonel, 35; Barthely McDonel (f), 15; Hickman McDonel, 12; Aluster McDonel (f), 11, George McDonel, 9; Sumnery McDonel, 7; Jeff McDonel, 5; Nick McDonel, 5; Mattie McDonel, 10 months.

769. McDonell, W. S. Died before July 6, 1874, intestate.

July 6, 1874, County Court: Jones, Wade & Co. had been allowed about \$2 for shrouding for W. S. McDonnell (deceased).

770. McDonnough, John P. Died before January 6, 1873, unknown.

January 6, 1873, County Court: John N. Clark had received \$5 for holding an inquest on the body of John P. McDonnough (deceased).

January 7, 1874, County Court: The court noted that John P. McDonnough (deceased) had been dead for more than six months and no person had applied for letters of administration. The court ordered the Public Administrator to take charge of his estate.

771. McElhatton, Stewart [free person of color] Died in October, 1855, testate. [Cont'd from Vols. II & III].

Note: In 1855 the wife and children were all slaves except Elizabeth ("Betty"). Widow: Aggy McElhatten Children (all named McElhatton): Elizabeth (Betty); Mary; Robert; Jane; Samuel; Phillip; Susan; Jack; Emily. Executors: William C. Lewis and Adam McElroy

The Monitor, September 9, 1865: William C. Lewis and Adam McElroy, executors of Stewart McElhatton (deceased) [free man of color] vs Aggy McElhatton and others [free persons of color]. Defendants Phillip McElhatton, Jack McElhatton and Emily McElhatton, and infant child (name unknown) of Susan McElhatton (deceased) were non residents and publication was made requiring them to appear at the next term of the Chancery Court in October 1865.

March 30, 1880, County Court: Adam McElroy, one of the executors of Stewart McElhatton (deceased), made an additional settlement with the court. The balance on the settlement of May 9, 1867 was \$729.57 and was distributed as follows: Aggy Trimble, \$182.10; Mary E. [Trimble] Bilbro, \$60.80; Jane McElhatton, \$60.80; Samuel McElhatton, \$60.80; Phillip McElhatton, \$60.80; Jack McElhatton, \$60.80 and E. M. McElhatton, \$60.80. The court clerk receipted for Bettie [McElhatton's] share which

was \$40.33 after payment for her burial expenses; Susan [McElhatton's] share, residence unknown, \$58.33 and Robert [McElhatton's] share, residence also unknown, \$58.33.

Rutherford Co., TN Marriage records: Sam H. Bilbro (colored) married Mary Trimble (colored) on August 21, 1865.

772. McElroy, Martha Died before March 9, 1876, intestate.

March 9, 1876, County Court: The administrator of the estate presented a sale list of the estate to the court.

773. McElroy, Newton A. Died before November 6, 1871, intestate.

Note: Widow: Susan [Neely] McElroy. Both Newton A. McElroy and William E. McElroy were sons of Adam C. & Jane [Cunningham] McElroy [both estates listed in Vol. I]

November 6, 1871, County Court: The court noted the death of N. [Newton] A. McElroy and appointed W. [William] E. [Eagleton] McElroy as administrator of the estate. Commissioners were appointed to allot and set apart to Susan [Neely] McElroy, widow of the intestate, supplies sufficient for one year.

January 8, 1872, County Court: W. [William] E. McElroy, administrator of the estate, filed an inventory of notes and accounts due and a listing of the personal property that had been sold at auction on November 17, 1871. Commissioners reported they had set aside provisions for one year for widow McElroy.

January 6, 1875, County Court: E. [Edwin] P. McElroy was appointed guardian for Ann McElroy, minor child of N. [Newton] A. McElroy (deceased).

March 3, 1875, County Court: W. [William] E. McElroy, administrator, made an estate settlement.

September 24, 1881, County Court: E. [Edwin] P. McElroy, guardian of Ann McElroy, a minor child of N. A. McElroy (deceased), made a final settlement. The guardian reported that Ann McElroy was his sister and that she had died October 18, 1877, leaving no heirs except him. All funds that had come into his hands had been used in paying medical bills and funeral expenses.

October 8, 1881, County Court: W. E. McElroy, administrator for N. A. McElroy (deceased), made a final report to the court.

Rutherford County, TN Marriage records: Newton A. McElroy married Susan Neeley on October 6, 1848. William E. McElroy married Margaret A. Neely on November 23, 1851.

1850 Rutherford Co., TN Census, Youree's Dist.: Newton M. McElroy, 24; Susanna McElroy, 26; Mary J. McElroy, 1.

1870 Rutherford Co., TN Census, Dist. 23 (Youree's): Newton A. McElroy, 43; Susan McElroy, 45; Mary McElroy, 22; Edwin McElroy, 17; Ann McElroy 9; Violet McElroy, 60; William Todd, 17 (Black).

774. McElroy, Violet Died October 31, 1873 intestate.

Note: Violet McElroy, was the unmarried daughter of Adam C. & Jane [Cunningham] McElroy [both estates listed in Vol. I]

May 4, 1874, County Court: The court noted the death of Violet McElroy and appointed A. [Alexander] B. Witherspoon as administrator.

September 19, 1874, County Court: The administrator had conducted an auction of the personal estate. A note on Nathan McElroy for \$35.30 had been collected.

October 7, 1874, County Court: Heirs of Violet McElroy (deceased) vs E. L. Goode, John Goode, L. B. Goode, Elizabeth [McElroy] McDaniel and Ann McElroy. The defendants, all minors, were without guardian and had failed to appear in court. The court appointed a guardian ad litem.

October 8, 1874, County Court: Heirs of Violet McElroy (deceased) vs E. L. Goode, John Goode, L. [Lunsford] B. Goode, Elizabeth [McElroy] McDaniel and Ann McElroy. The complainants alleged that the real estate was not susceptible to partition without significant damage to the parties. The intestate had left the following heirs at law to wit: Mathew L. McElroy; Adam McElroy; William [E.] McElroy; E. P. McElroy; and Ed McElroy, brothers of the intestate; Elizabeth [McElroy] McDaniel, wife of John McDaniel, sister of intestate; James N. Good; A. [Adam] C. Good; C. [Calvin] L.; M. [Mollie/Mary] M. Good; E. L. [Lunsford]; S. B.; and John Good, children of Margaret [McElroy] Good (deceased), another sister of the intestate; George McDaniel, John McDaniel and Elizabeth McDaniel, children of Martha [McElroy] McDaniel (deceased), another sister of the intestate; Ed McElroy and Ann McElroy, children of Newton McElroy (deceased), brother of the intestate. The intestate had died owning about 60 acres of real estate that due to the number of heirs was not susceptible to partition. A commissioner was appointed to auction the land.

December 28, 1874, County Court: The court clerk had auctioned off almost 40 acres of land of the deceased's estate for \$556.25.
January 7, 1875, County Court: McElroy heirs vs Good heirs and others. James M. Arbuckle and Joseph E. Arbuckle had failed to appear in court and a decree of confessed had been entered for them. An amended petition had been filed to make them defendants in this cause. They were heirs of Violet McElroy (deceased). The heirs of Violet McElroy (deceased) had filed a petition for the sale of a small tract of land on September 9, 1874. The land had been sold in November 1874. It was later determined that two of the deceased's heirs had not been properly before the court. On this date the clerk again determined that the land could not be partitioned and the land was again offered for sale.

February 2, 1875, County Court: Administrator and heirs of Violet McElroy (deceased) vs E. L. [Lunsford] Good, John Good, S. B. Good and Elizabeth [McElroy] McDaniel. The court clerk reported he had on January 29, 1875 offered 39 plus acres of land from the deceased's estate for auction. It had sold for \$556.25.

June 6, 1876, County Court: Administrator and heirs of Violet McElroy (deceased) vs E. L. [Lunsford] Good, John Good, S. B. Good and Elizabeth [McElroy] McDaniel. The first notes from the sale of land had been paid and there was \$253.12 available for distribution to the heirs.

November 6, 1876, County Court: James K. P. Arbuckle had been appointed guardian for Joseph E. Arbuckle and James M. Arbuckle, his own children and minor heirs at law of Violet McElroy (deceased).

March term, 1877, County Court: The final note for the sale of land had been paid and a decree of title had been issued.

June 7, 1877, County Court: E. [Edwin] P. McElroy, guardian for A. [Ann] E. McElroy, minor heir at law of Violet McElroy (deceased), made a settlement with the court. A. B. Witherspoon, administrator of the deceased, made an estate settlement.

November 12, 1881, County Court: J. [James] K. P. Arbuckle, guardian for Joseph E. Arbuckle and James M. Arbuckle, his own children and minor heirs at law of Violet McElroy (deceased), made a settlement with the court.

Rutherford County, TN Marriage records: John McDaniel married Elizabeth McElroy on September 16, 1847. Robert Good married Margaret McElroy on July 25, 1839. J. K. Arbuckle married Mrs. M. J. Crouch on December 26, 1872.

1850 Rutherford Co., TN Census, Youree Dist: Violet McElroy, 40, was living with Adam and Margaret McElroy and family.

1850 Rutherford Co., TN Census, Youree Dist.: Robert M. Good, 32; Margaret A. Good, 31; James N. Good, 8; William H. Good, 7; Adam C. Good, 6; Mary E. Good, 4; Calvin L. Good, 1.

1860 Rutherford County, TN Census, Youree's Dist.: R. M. Good, 42; M. A. Good, 40; J. N. Good (m), 19; A. C. Good (m), 15; M. M. Good (f), 12; Calvin Good, 10; R. L. Good (m), 5; J. S. Good (m), 2.

1870 Rutherford Co., TN Census, Dist. 23: Robert M. Good, [no age given]; Margaret Good, [no age given] James Good, 30; Adam Good, 24; Mollie Good, 20; Calvin Good, 21; Lunsford Good, 14; John Good, 11; Bun????? Good, 10 (f).

1870 Rutherford Co., TN Census, Dist. 23 (Youree's): Newton A. McElroy, 43; Susan McElroy, 45; Mary McElroy, 22; Edwin McElroy, 17; Ann McElroy 9; Violet McElroy, 60; William Todd, 17 (Black).

1870 Rutherford Co., TN Census: J. R. Crouch, 24; Mary Crouch, 21

1880 Rutherford Co., TN Census, Murfreesboro: J. K. P. Arbuckle, 40; M. J. Arbuckle (f), 30; J. E. Arbuckle (m), 13; J. M. Arbuckle (m), 11; M. I. Arbuckle (f), 6; Ruby Anna Arbuckle, 7; Edward A. Arbuckle, 7 months.

Jones-McElroy Cemetery, Vaught Rd.: Violet McElroy, b. VA 10 Sep 1810, d. 31 Oct 1873. Adam C. McElroy, b. NC 14 Apr 1779, d. 26 June 1846, & wife, Jane [Cunningham] McElroy, b. VA 22 Jan 1788, d. 2 Aug 1848.

775. McEwing, Eliza Died before July 7, 1874, intestate.

July 7, 1874, County Court: Joseph B. Palmer was appointed guardian for Willie T. Mason, a minor child of William T. Mason (deceased) –see above and minor heir at law of Eliza McEwing (deceased).

776. McFadden, William Ralph Died February 1, 1863, intestate [Cont'd from Vol. II & III].

Note: Widow: Clementine A. [Brock] McFadden. Children: William H. [Hollingsworth] McFadden, Anna E. [McFadden] Baskette, Samuel G. McFadden, Charles A. McFadden, Thomas F. McFadden, John F. McFadden.

December 5, 1870, County Court: The court noted the deaths of W. R. McFadden and J. [James] T. C. McKnight, partners in the firm McFadden and McKnight, and appointed Richard Beard as administrator of the estate of the firm.

February 3, 1874, County Court: Mrs. Clementine A. [Brock] McFadden was appointed guardian for Thomas F. McFadden and John F. McFadden, minor children of William R. McFadden (deceased).

April 28, 1874, Chancery Court: J. [Jonathan] S. Webster vs D. [David] D. Wendel, administrator of W. R. McFadden (deceased). D. [David] D. Wendel, administrator, had died and Samuel G. McFadden had been appointed administrator de bonis non of the estate. Ann E. McFadden had married Gideon H. Baskette. The deaths of William H. McFadden and C. [Charles] A. McFadden [see Vol. III] were also noted by the court.

April 18, 1876, Chancery Court: John McGill, administrator vs administrator, widow, heirs and creditors of William R. McFadden (deceased), Final payment had been made for 72 acres of land and title had been vested in W. D. Powell.

October 16, 1876, Chancery Court: Jonathan S. Webster vs D. [David] D. Wendel, administrator of William R. McFadden (deceased; Gideon H. Baskette and wife, Anna E. [McFadden] Baskette, a daughter and heir of William R. McFadden (deceased); Samuel G. McFadden; Thomas F. McFadden & John F. McFadden, sons & heirs of W. R. McFadden (deceased) and Joseph B. Palmer and E. [Erasmus] D. Hancock, executors of Thomas Hord (deceased). Pursuant to a decree of sale that had been issued during April term, the Clerk & Master had auctioned 90¾ acres that had been purchased by the executors of Thomas Hord (deceased) for the use & benefit of Thomas Hord's estate for \$2235.19. The executors had not paid any money except costs and commissions, as they were entitled to the proceeds of said sale and receipted for and satisfied their judgment against J. [Jonathan] S. Webster. Title was divested from Jonathan S. Webster; Gideon H. Baskette & wife, Anna E. [McFadden] Baskette; C. [Charles] A. McFadden; S. [Samuel] G. McFadden; Thomas F. McFadden and John F. McFadden and title was vested in the executors of Thomas Hord (deceased) for the use and benefit of the legatees under his will.

October 8, 1881, County Court: S. G. McFadden, administrator of W. R. McFadden (deceased), had reported that no assets belonging to the estate of the deceased had ever come into his hands and therefore he had no settlement to make.

Rutherford County, TN Marriage records: William R. McFadden married Clementina A. Brock on March 2, 1842. G. H. Baskette married Anna McFadden on September 24, 1867.

777. McFadden, William H. Died September 16, 1873, intestate.

October 7, 1873, County Court: The court noted that W. H. McFadden was dead and had appointed Mrs. M. Allie [Donelson] McFadden as administratrix of the estate and she had posted a bond of \$2000.

October 27, 1873, County Court: M. Allie [Donelson] McFadden, administratrix of the estate, submitted an inventory of the personal estate of the deceased that consisted entirely of notes due the estate.

February 4, 1874, County Court: The inventory of the estate of W. H. McFadden (deceased), was presented and was recorded.

Rutherford County, TN Marriage records: William H. McFadden married Mary C. Davis on November 28, 1867.

Evergreen Cemetery, Murfreesboro: William H. McFadden, 24 Dec 1842 - 16 Sep 1873, & wife, Allie Donelson McFadden, 3 Dec 1841 - 31 Mar 1894.

778. McFarlin, Mary E. [Tilford] Died April 1873, testate.

Note: The last name is seen as both McFarlin and McFarland. We believe McFarlin is correct. Mary E. [Tilford] McFarlin (deceased) was widow of Robert B. McFarlin (deceased) (died on or about 1865 - see Vol. III). She was the daughter of John M. & Ann "Nancy" [Lytle] Tilford.

Will dated March 20, 1873. Will probated June 2, 1873. Executor: Hiram W. Murray.

First: The testatrix willed that her just debts and funeral expenses be paid. Second: The testatrix gave to her two children, Benny [John Benjamin McFarlin] and Anney [Elizabeth Ann McFarlin], each a large bed and bedstead and all the good bed clothes were to be equally divided between them. Benny was to receive his father's watch and Anney was to receive a set to silver teaspoons. They were also given any small household articles they might choose. The remainder was to be equally divided.

June 2, 1873, County Court: The will of Mary E. [Tilford] McFarlin (deceased) was presented for probate, was proven and recorded. The executor submitted an inventory of the personal estate of the deceased.

August 8, 1873, County Court: H. [Hiram] W. Murray, executor, submitted a list of property auctioned on June 14, 1873.

April 30, 1879, County Court: H. [Hiram] W. Murray, executor of the testatrix's will, had made a settlement covering period since the death of the testatrix. There was a balance due the estate of \$1680.39.

May 6, 1879, June 3, 1879, February 3, 1880, County Court: H. [Hiram] W. Murray, guardian of Benjamin and Annie McFarland, minor heirs of Mary [Tilford] McFarland (deceased), presented the court an inventory of the assets belonging to his wards.

February 17, 1881, Chancery Court: For the use of Annie Youree, and A. J. Youree and Benjamin McFarland, and A. J. Youree

in his own right and as the husband of Annie [McFarlin] Youree and as the next friend of Benjamin McFarland vs H. [Hiram] W. Murray, executor of the testatrix and guardian of Benjamin McFarland and Annie [McFarlin] Youree and W. S. Lowe and Thomas J. Lee, securities on the bond of H. W. Murray as executor. Mary [Tilford] McFarland had died in April 1873, testate. A. J. Youree had married Annie McFarland in December 1879. The executor had filed an inventory of the testatrix's estate on June 3, 1873 showing a balance of about \$2000. He had made what was purported to have been a final settlement on April 30, 1879, but no notice had been given to the heirs who were minors without guardian or representation. The settlement had shown a balance due the heirs of \$1680.39. The complainants had alleged that there were many errors on the settlement and asked that it be set aside and a new settlement be made under supervision of the court.

April 4, 1881, County Court: H. W. Murray tendered his resignation as guardian of J. B. [John Benjamin] McFarland, minor heir of Mary McFarland (deceased). His ward had agreed and selected A. J. Youree as his guardian.

Rutherford County, TN Marriage records: R. B. McFarlin married Mary E. Tilford on January 30, 1860. A. J. Youree married E. A. McFarlin on December 18, 1879.

1870 Rutherford Co., TN Census, Dis. 23 (Youree's): Mary McFarlin, 37; John B. McFarlin, 9; Elizabeth McFarlin, 8; Ann Tilford, 75 NC.

779. McFarlin, Mary J. E. vs John W. McFarlin - Divorce

June 13, 1870, Circuit Court: A decree of divorce was issued. The plaintiff was awarded custody of an infant child.

780. McGill, Albert (colored) Died October 23, 1865, intestate. [Cont'd from Vol. III].

January 9, 1878, County Court: Jessie R. Ferrill, guardian for Henry McGill (colored) & Laura McGill (colored), minor heirs of Albert McGill (colored), made an estate settlement with the court.

February 4, 1878, January 9, 1879, County Court: John W. Hall was appointed guardian for Henry McGill (colored) and Laura McGill (colored), minor heirs of Albert McGill (colored – deceased).

February 27, 1878, County Court: John W. Hall, guardian for Henry McGill (colored) and Laura McGill (colored), minor heirs of Albert McGill (colored – deceased), made a settlement with the court. Included in the expenses was a charge of \$263 to Jessie R. Ferrill, former guardian, for prosecuting pension claim in court.

September 9, 1880, County Court: W. T. Overall was appointed guardian for Henry McGill (colored) and Laura McGill, minor children of Albert McGill (colored – deceased).

May 6, 1880, County Court: T. J. Wright, administrator of the estate of John W. Hall (deceased) who had been in his lifetime guardian for Henry McGill (colored) and Laura McGill (colored), minor heirs of Albert McGill (colored – deceased), made a settlement with the court.

781. McGill, David Died March 12, 1862, intestate. [Cont'd from Vol. III].

Note: David McGill left a widow and 3 children. Widow: Isabella [Nisbett] McGill Children: John McGill; Elizabeth McGill, wife of James Lawrence; [Nancy] Jane McGill, wife of Henderson Anderson. Another son, James McGill, died shortly before his father leaving 4 children: Elizabeth McGill, wife of Robert P. Smith; Frances "Fanny" McGill, wife of John P. Buchanan; Margaret "Maggie" McGill, wife of James R. Robinson; David E. McGill.

April 17, 1869, Chancery Court Enrolled Cases #3, pg. 213: Robert P. Smith and wife, Elizabeth [McGill]; John P. Buchanan and wife, Fannie [McGill]; Maggie McGill, a minor under guardianship of Pettus Norman; and David E. McGill, a minor under guardianship of Thomas J. Elam, heirs of James McGill (deceased), son of the intestate; Isabella [Nisbett] McGill, widow of David McGill (deceased); W. T. Ott, administrator with the will annexed of James McGill (deceased), all of Rutherford Co.; John McGill, administrator of David McGill (deceased); Henderson Anderson and wife, Jane [McGill]; James Lawrence and wife, Elizabeth [McGill]; all of Coffee Co. except Henderson Anderson and wife. John McGill had been the administrator of the intestate's estate with Henderson Anderson and James Lawrence as securities for his bond. The complainants charged that John McGill had taken possession of \$302 in Tennessee money that he had accounted for in the settlement as \$282 and valued at \$141.14. He also had accepted possession of \$180 of other money that had been unaccounted for in the settlement with the County Court. Additionally, there had been about 300 bushels of marketable wheat and an amount of corn grown on 300 acres. These products should have commanded high prices and John McGill had failed to account for any of the proceeds. John McGill claimed he had sold the products for \$2,359 of Confederate money and averred that he was not accountable for the sum since the money was

now worthless. The petitioners claimed that John McGill had accepted the Confederate money at his own risk and that they were entitled to receive good and lawful money. The complainants prayed for a complete accounting of the intestate's estate and a decree to make good the illegal and void money he had purportedly received for the crops. John McGill had claimed that the crops had been sold during the Civil War when General Bragg's army had controlled the area. The goods had been sold to avoid them being confiscated and Confederate money had been accepted as it was the only valid currency. Henry Norman was the grandfather of Maggie McGill and Fannie [McGill] Buchanan. The defendants claimed that the widow had reserved 100 barrels of corn and had purchased about \$1000 worth of articles. They further claimed that the widow had kept the 300 bushels of wheat, had sold it and had not accounted for the proceeds.

782. McGill, Gincy (colored) Died January 17, 1875, intestate.

April 5, 1875, County Court: The Poor House Commissioners reported that Gincy McGill (colored) had died on January 17, 1875.

783. McGill, James Died February 16, 1862, testate. [Cont'd from Vols. II & III].

Note: James McGill was the son of David & 1st wife, Mary [McCrary] McGill. His children: Elizabeth McGill, wife of Robert P. Smith; Frances "Fanny" McGill, wife of John P. Buchanan; Margaret "Maggie" McGill, wife of James R. Robinson; David E. McGill.

April 6, 1875, County Court: Robert P. Smith and wife, Elizabeth [McGill]; John P. Buchanan and wife, Fanny [McGill]; James R. Robinson and wife, Maggie [McGill] Robinson and others vs David McGill, a minor under guardianship of T. [Thomas] J. Elam In accordance with a court decree of April 1874, the lands of James McGill (deceased) were partitioned among the heirs. 773 acres had been partitioned as follows: Elizabeth [McGill] Smith received 187 acres; Frances [McGill] Buchanan received 188 acres; Maggie [McGill] Robinson received 208 acres and David McGill received 188 acres.

784. McGill, Robert (colored) vs Amanda [Overall] McGill (colored) - Divorce

March 16, 1876, Circuit Court: Amanda [Overall] McGill had deserted her husband and had remained away despite entreaties to return. A decree of divorce was issued.

Rutherford Co., TN Marriage records: Robert McGill (colored) married Amanda Overall (colored) on December 12, 1871.

785. McGowan, George Died before April 6, 1874, intestate.

April 6, 1874, County Court: James Alsup was appointed guardian for Susanah E. McGowan, Malina R. McGowan and George W. McGowan, minor children of George McGowan (deceased) and heirs at law of John McGowan (deceased).

786. McGregor, Isabella [Henderson] Died August 16, 1849, unknown (Cont'd from Vol. II).

Note: She was the wife of Ransford McGregor and the daughter of James Henderson.

Rutherford Co. US Census Mortality Schedules: Isabella McGrigor, 35, married, died August 1849 of consumption.

787. Mclver, John, Sr., Col. Died about February 20, 1830, intestate. [Cont'd from Vol. I].

Note: John Mclver (Jr.) and Maria M. Mclver, wife of Daniel Graham (married in Rutherford Co. 8 May 1823), were children of John Mclver, Sr. Their brother, Evander Mclver (died 1828 - see Vol I) also had a daughter named Maria M. Mclver, who was under the age of 14 in 1828.

November term, 1831, Quarterly Court: Daniel Graham & wife and John Mclver, heirs of John Mclver (deceased) had not appeared in court and defaulted on judgments of \$6,188 to Plunkett F. Glenworth; \$139.47 to Isaiah Ferris; \$60.48 to David Wendel; \$237 to W. H. Newgent; \$3530.57 to Robert Maitland; \$3537.19 to Robert Maitland; \$586.53 to Robert Maitland; \$78.25 to Becton & Hartwell; \$827.48 to Henry Cooper; and \$24.38 to Charles Ready.

788. McKee, Mary Died June 1849, unknown.

Rutherford Co. US Census Mortality Schedules: Mary McKee, 63, born in NC, died June 1849 of unknown cause.

789. McKee, Susan E. [Farmer] vs Ambrose McKee – Divorce.

June 6, 1874, Chancery Court: The court agreed that the complainant was entitled to a divorce and had issued a decree terminating the marriage.

Rutherford Co., TN Marriage records: Ambrose McKee married Susan [Farmer] Bell on April 3, 1869. She was the widow of James Bell.

790. McKee, Rufus R. Died before February 4, 1878, intestate.

February 4, 1878, County Court: Rufus McKee's death was noted and Rosa J. [Ott] McKee appointed as his administratrix.

February 4, 1878, County Court: Commissioners reported they set apart to Mrs. Rosa J. [Ott] McKee, widow of the intestate, sufficient provisions for one year.

July 1, 1878, June 9, 1880, November 12, 1881, County Court: P. [Pritchett] A. Lyon was appointed guardian for Scott McKee, a minor heir of R. R. McKee (deceased).

Rutherford Co., TN Marriage records: Rufus R. McKee married Susannah F. Ott on March 3, 1869. Rufus R. McKee married Rosannah J. Ott on April 20, 1873.

1870 Rutherford Co., TN Census, Dist 24 (Big Spring): Rufus McKee, 59 NC; Abigail McKee, 58; Rufus R. McKee, 24; Susan F. McKee, 21; William McKee, 2 months.

791. McKnight, A. (colored) Died August 1859, unknown.

U. S. Federal Census Mortality Schedules, Rutherford County: A. McKnight (female – colored - slave), 26, died August 1859, typhoid fever. She was a cook.

792. McKnight, Eliza [Thomas] Died in May 1865, intestate.

September 17, 1872, Chancery Court Enrolled Cased #3, pg 439: Eliza [Thomas] McKnight, widow of Albert M. McKnight (deceased, who died 1861 - see Vol. II & III) had died in May 1865. One of her sons, Mortimer McKnight had also died leaving a widow and infant child.

Tennessee State Marriages, 1780-2002: Albert M. McKnight married Eliza Thomas on September 12, 1831 in Wilson Co., TN

793. McKnight, H. (colored) Died August 1859, unknown.

Rutherford Co. US Census Mortality Schedules: H. McKnight (male – colored - slave), 22, died August 1859, of typhoid fever.

794. McKnight, Iverson W. [Wesley] Died between May 24 and June 1, 1872, testate.

Note: Son of Albert M. & Eliza [Thomas] McKnight

Will dated May 24, 1872. Will probated July 1, 1872. First: The executor was to pay the testator's funeral expenses as quickly as possible. Second: The executor was to pay all of the testator's just debts as soon as possible. Third: The testator directed that money coming from the Saint Louis Mutual Life Insurance Company, St. Louis, Missouri, was to be paid into the hands of a trustee for the following uses and purposes and for no other to wit: The trustee was to purchase a suitable homestead for his wife and children. The trustee was to use any balance for the best advantage of his family. Fourth: When his wife died, the homestead was to be sold. Fifth: The proceeds from the sale of the homestead along with any money left from the insurance were to be divided equally among the children. The funds belonging to any children still minors were to be paid to their respective guardians. Sixth: The testator nominated Dennison Hogwood to act as his executor.

July 1, 1872, County Court: The will of Iverson W. McKnight (deceased) was presented for probate, was proven and recorded. Dennison Hogwood had qualified as executor. The court appointed commissioners to set apart to Mrs. Amanda [Lyon] McKnight sufficient provisions for one year.

August 15, 1872, County Court: Dennison Hogwood, executor of the deceased's will, submitted an extensive inventory of the personal property that had been sold at auction on July 29, 1872. There were many woodworking tools so the deceased may have been a cabinetmaker or wagon maker.

April 29, 1874, Chancery Court: Don Barker vs I. W. McKnight et al. The court acknowledged the death of I. W. McKnight and noted that a scire fairas had been issued summoning the widow, Amanda E. [Lyon] McKnight and children Flora E. McKnight, Martha J. McKnight; William M. McKnight, Wesley J. McKnight, Quinta E. McKnight and Sexta McKnight to appear in court to defend against the suit.

December 31, 1874, County Court: Dennison Hogwood made a settlement with the court and a prorata distribution of the deceased's estate.

March 3, 1875, County Court: Dennison Hogwood, executor of the estate of I. W. McKnight (deceased), made an estate settlement with the court. The estate owed the executor the sum of \$44.32.

Rutherford Co., TN Marriage records: Iverson W. McKnight married Amanda E. Lyon on September 2, 1856.

1870 Rutherford Co., TN Census: I. W. McKnight (m), 37; A. E. McKnight (f), 32; F. E. McKnight (f), 11; Ida McKnight, 10; Mat McKnight, 8; Alexander McKnight, 6; Quinta McKnight, 4; Sister McKnight, 1.

795. McKnight, J. [James] T. C. Died September 20, 1863, testate [cont'd from Vol. III].

Note: James T. C. McKnight was a captain in the 2nd TN Inf. He was killed at Chickamauga on September 20, 1863. The will was finally recognized for probate in June 1865, which left his estate to children of his brothers and sisters. His wife had died in 1849. His business partner, William Ralph McFadden, died in 1863 - see Vol. II & III and above.

December 5, 1870, County Court: The court noted the deaths of W. R. [William Ralph] McFadden and J. [James] T. C. McKnight, partners in the firm McFadden and McKnight, and appointed Richard Beard as administrator of the estate of the firm.

April 3, 1871, County Court: J. [James] T. C. McKnight (deceased) was described as the surviving partner of the firm McFadden and McKnight. The administrator submitted a very extensive list of accounts due.

1860 Rutherford Co., TN Census, Murfreesboro: J. T. C. McKnight, 36 Merchant \$8000 personal property.

796. McKnight, Laura Malisse Died August 28, 1876, 1876, testate.

Note: She was the daughter of W. T. McKnight

Will dated August 28, 1876. Will presented for probate November 6, 1876. Item 1: The testatrix was entitled to a legacy of \$300 from her great uncle, William McKnight (deceased - see below). The legacy had never been paid and she gave all right to it to her half-brother, Andrew McKnight. The testatrix had appointed Dr. J. H. Dickins as her executor.

November 6, 1876, County Court: The will of Laura McKnight (deceased) was presented for probate, was proven and recorded.

December 7, 1881, County Court: An inventory of the estate of Laura McKnight (deceased) showing the receipt of \$324.75 from W. D. McKnight, administrator of Naomi Jones (deceased) was presented to the court.

McKnight-Wright Cem., Browns Mill Rd.: Laura Malisse McKnight, 18 Oct 1855 - 28 Aug 1876. W. T. McKnight died 20 Sep 1855.

797. McKnight, R. [Robert] J. E. Died before January 7, 1868, intestate. [Cont'd from Vol. III].

Note: Robert J. McKnight probably died during the Civil War.

October 2, 1876, July 1, 1878, County Court: R. D. Black renewed his bond as guardian for Mattie E. McKnight and L. A. J. McKnight, minor heirs of R. J. E. McKnight (deceased).

August 7, 1878, June 8, 1880, October 3, 1881, County Court: R. D. Black, guardian for Lucy A. J. McKnight, minor heirs of R. J. E. McKnight (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: Robert J. McKnight married Lucy A. Black on September 2, 1856.

1860 Rutherford Co., TN Census, Dist. 16 (Milton): R. D. Black (m), 59; W. A. Black (m), 27; Mary Black, 20; Mat McKnight (f), 13; L. A. J. McKnight (f), 8; M. Herrenten (f), 41.

1880 Rutherford Co., TN Census, Dist 16 (Milton): R. D. Black (m), 70; M. E. Black (f), 23 daughter; Mattie E. McKnight, 23 granddaughter; L. A. J. McKnight (f), 17 granddaughter; and others

Cook Cemetery, near Milton: Lucy A. McKnight, wife of Robert McKnight, 16 July 1838 - Dec 1862

798. McKnight, William, Maj. Died before September 5, 1870, testate.

Will dated August 3, 1865. Will probated September 5, 1870. Executrix: Sarah N. [Neoma][Doran] McKnight, widow.

The testator gave his wife all the land and personal property he owned in Tennessee to dispose of as she saw fit except for a legacy of \$300 for his grand niece, Laura [Malisse] McKnight, daughter of W. T. McKnight.

September 5, 1870, County Court: The will was presented to the court for probate, was proven and accepted for recording. Sarah N. [Neoma] [Doran] McKnight had qualified as executrix.

October 5, 1870, County Court: Sarah Naomi [Doran] McKnight, executrix of William McKnight (deceased), submitted an inventory of her husband's estate.

October 23, 1872, County Court: Mrs. Sarah Naoma [Doran] McKnight, executrix of the estate, made an estate settlement.

Rutherford Co., TN Marriage records: William McKnight married Neoma S. Doran on July 3, 1823.

1850 Rutherford Co., TN Census, Trimble Dist.: William McKnight, 57 NC; Oney McKnight, 47; Elizabeth Drene, 54 VA.

15 July 1870 Rutherford Co., TN Census, Dist. 17 (Trimbles): William McKnight, 77 NC; Neomi McKnight, 66; Elizabeth Doran, 73; and 2 others

Cook Cemetery, near Milton: In Memory of Maj. William McKnight, by his wife, Naomi S. McKnight (no dates - old stone)

799. McLaughlin, Henry C. [Connor] Died December 24, 1870, unknown.

January 2, 1871, County Court: Joseph Engles was allowed \$5 to hold an inquest on the body of H. C. McLaughlin (deceased).

Rutherford Co., TN Marriage records: Henry C. McLaughlin married Harriet A. [Amanda] Edmondson on June 14, 1866.

1870 Rutherford Co., TN Census, Dist. 2 (Barnett): H. C. McLaughlin, 36; H[arriet] A. McLaughlin, 27; Amanda McLaughlin, 3; Mary McLaughlin, 2; William McLaughlin, 8 months.

Canon/Cannon Cemetery, Smyrna: Henry Connor McLaughlin, 26 Oct 1834 - 24 Dec 1870, husband of Harriet Amanda Edmondson, 14 June 1844 - 19 Nov 1916.

800. McLean, Charles Granderson, Sr. Died before September 5, 1853, intestate. [Cont'd from Vols. II & III].

Note: Children: Julia Ann McLean, wife of William W. Smith; Alfred V. McLean; Florence E. "Flora" McLean, wife of Robert A. Smith; Sarah Jane McLean, wife of James W. Hill; Melissa Ann McLean; Lewis McLean; Alisonia McLean; Charles Granderson McLean, Jr. Widow (2nd wife): Temperance [Joslin] McLean. She later married Joseph M. McLean.

Also note: The name is spelled both McLean and McLain.

January 7, 1856, County Court: Robert McLean, administrator of C. G. McLean (deceased); William W. Smith and wife, Julia [McLean] Smith; Alfred McLean, Charles McLean and Sarah McLean. The four children were joint owners of slaves to wit: Bob, Jordan, Charles, Nancy, Myrah, Tempe, Green and two unidentified children. Julia [McLean] Smith and her husband petitioned to have their share set apart in severalty.

October 23, 1874, Circuit Court Enrolling Docket #7, pg. 275: State of Tennessee for the use of Charles G. McLean: Joseph B. Palmer and wife, M. J. [- Mason] Palmer, executor and executrix of the deceased vs Richard Nance, W. [William] A. Ransom,

W. [William] B. Lillard, J. [John] W. Nance and Francis Jackson. The plaintiff had sued for covenant broken in that the defendants had executed a bond for \$28,000 in the event Richard Nance failed to execute the terms of his guardianship. Charles G. McLean had turned twenty-one and had requested payment of what was owed, \$5961.76 plus interest from September 22, 1874, and the guardian had not paid him. A jury had awarded the plaintiff \$5471.82.

December 4, 1876, County Court and Enrolled Cases #3, pg115: C. [Charles] L. McLean; A. [Alfred] V. McLean; James W. Hill and wife, Sarah J. [McLean] Hill vs Charles B. Hill, Anna B. Hill, minors with James W. Hill, guardian; C. G. McLean and ?Murfree? McLean. C. [Charles] L. McLean was an heir of the intestate but Charles B. Hill and Annie B. Hill were devisees of Julia A. [McLean] Smith (deceased) who was an heir of the deceased. The tract contained 350 acres and commissioners partitioned it as follows: a share to C. [Charles] L. McLean; a share to C. [Charles] G. McLean; a share to Missey [Melissa] McLean; a share to the minors, Charles B. Hill and Annie B. Hill in common; a share to Robert Smith and wife, Florence [McLean] Smith in severalty; a share to J. [James] W. Hill and wife, Sallie [Sarah Jane McLean] Hill, in severalty; a share to A. H. McLean.

February 6, 1877, County Court: The heirs had received the following acreages: C. [Charles] G. McLean, 42 acres; Missey [Melissa] McLean, 37 acres; Robert Smith and wife, Florence [McLean], 42 acres; A. H. McLean, 38 acres; C. [Charles] L. McLean, 29 acres; J. [James] W. Hill & wife, Sallie, 45 acres; Charles B. Hill & Annie B. Hill, 59 acres.

February 28, 1881, Chancery Court Enrolled Cases #11, pg 202: Sallie J. [Sarah Jane McLean] Hill by next friend, A. W. McLean vs H. C. Wright and wife, Mary A. [Marriott] Wright. The complainant was the daughter of C. G. McLean (deceased). The complainant averred that she had been induced by her husband to convey her 45 acres to Mary A. [Marriott] Wright on January 27, 1877 for \$1000. The complainant added that not one cent had been paid and she asserted that the deed was void for want of consideration. She had admitted that the administrator of Benjamin Marriott (deceased) had a judgment against her husband for \$847 but maintained that \$500 of that amount had been paid before the judgment but no credit had been given. It was for this judgment she had been induced to make the conveyance but this was not spelled out on the face of the deed. She asserted that the deed should be void because the consideration had been misrepresented and the judgment remained in full force against her husband. The complainant also averred that at the time of the conveyance, the 45 acres had been still part of the dower tract and she along with her siblings owned the tract in common. Since it had not been partitioned, no valid deed could have been made. The complainant prayed that the court declare the conveyance of her land null and void.

Tennessee State Marriages, 1780-2002: Joseph B. Palmer married Mrs. M. J. Mason on June 10, 1869 in Giles County.

801. McLean, Sallie [Ridley] Died April 22, 1872, intestate.

April 28, 1874, Chancery Court: B. [Bromfield] L. Ridley and others vs J. S. Ridley and others. The death of Sallie [Ridley] McLean was acknowledged. She had left an heir, an infant child named Ridley McLean, who was a resident of Elkton, Kentucky. Publication was to be made for him to appear at the October 1874 term of this court.

Evergreen Cemetery, Murfreesboro: Sallie Ridley McLean, died Nov 22, 1872, aged 22 years, 11 months, 22 days, wife of Thornton McLean. Thornton McLean, born in Elkton, KY 26 Feb 1838, died in Murfreesboro, TN 16 Oct 1887.

802. McLean, Temperance C. [Joslin - McLean] Died July 8, 1876, intestate.

Note: Widow of Charles Granderson McLean – see above, and wife of Joseph M. McLean.

October 28, 1876, Enrolled Cases #3, pg. 115: The widow of C. G. McLean had died in 1876. She had received one-third of her deceased husband's real estate for dower of about 350 acres. Sarah J. [McLean] Hill, wife of James W. Hill and Florence [McLean] Smith, wife of Robert Smith, daughters of C. G. McLean (deceased) had each been entitled to one share. Julia A. [McLean] Smith, wife of William Smith (deceased), was also a daughter and entitled to one share. William Smith had died in 1872 without issue. His wife later had died testate. She had willed all the remainder of her property, money, notes, and accounts due her from her from the estate of her grandfather, Alfred Blackman (deceased) and from the estate of her uncle, Hillory O. Blackman (deceased), and from the estate of her father, C. G. McLean (deceased) to her nephew, Charles B. Hill, and niece, Anna B. Hill, children of her sister, Sarah J. [McLean] Hill. The court set the shares as follows: C. [Charles] L. McLean; A. H. McLean; J. W. Hill and wife, Sarah [McLean] Hill; Robert Smith and wife; Florence [McLean] Smith; Malissa/Missey McLean; C. G. McLean; Charles B. Hill and Anna B. Hill.

Williams-McLean Cemetery, near Midland: Mrs. T. B. McLean, 3 Sep 1818 - 8 July 1876

803. McPeak, John, Sr. Died before June 6, 1853, intestate. [Cont'd from Vol. II].

July 13, 1853, Circuit Court Enrollment Book, pg. 303: George W. McPeak; Patton A. McPeak; Elias Lockhart and Rachel [McPeak] Lockhart; E. B. Brewer and his wife, Ann [McPeak] Brewer; Tillman Lannom and wife, Mary [McPeak] Lannom vs James McPeak, Robert McPeak, Jarvis McPeak, minor; Brandon Crump and wife, Lucy [McPeak]; Jackson McDowell and wife, Almira [McPeak] of Arkansas; Matthew McPeak of Missouri; William Brewer and wife, Elizabeth [McPeak] Brewer of Kentucky; Peter F. McPeak and _____ McPeak, children and heirs of Henry McPeak of California. Petition. The deceased had owned about 350 when he died. Rachel [McPeak] Lockhart, Ann [McPeak] Brewer; Patton A. McPeak; Mary [McPeak] Lannom; George W. McPeak; James McPeak, Mathew McPeak and Elizabeth [McPeak] Brewer were all of the surviving children. Robert McPeak and Jarvis McPeak, Lucy [McPeak] Crump and Almira [McPeak] McDowell were the children and heirs of John McPeak, Jr., a son of the deceased. The petitioners argued that due to the number of heirs and the situation of the land, a fair and equitable partition of the land could not be made and prayed for a decree to sell the land. The court agreed and the land was surveyed, divided into tracts and auctioned on October 15, 1853.

Rutherford Co., TN Marriage records: John McPeak [Jr.] married Nancy Hedgpath on October 17, 1822. Elias Lockhart married Rachel McPeak on November 23, 1827. William Brewer married Elizabeth McPeak on February 22, 1841. Patton A. McPeak married Mary/Polly Weatherly on May 16, 1838.

Tennessee Marriages, 1780-2002: George W. McPeak married Eliza Maria Perry on Mar 21, 1840 in Wilson Co. Matthew McPeak married Polly Powell on October 20, 1824 in Williamson Co. Henry McPeak married Nancy Fane on June 30, 1830 in Wilson Co.

1850 Rutherford Co., TN Census, Fall Creek Dist.: John McPeak, 74, PA; Elizabeth McPeak, 73, NC.

**804. McRae, William Died September 20, 1855, intestate. [Cont'd from Vol. II]
McRae, William B. Died about September 19, 1865, intestate. [Cont'd from Vol. III].**

Note & Correction: The widow was Mrs. Frances [maiden name unknown] McRae. Vol. II states her name is Frances [Threatt] McRae, which is incorrect. The widow, Frances [H.], of William McRae is stated as born 1800 in VA on the 1850 census and is head of a household, age 59 born in VA on the 1860 census. She died in March 1883. Children as follows:

- (1) William B. McRae (died ca 1865), son of William McRae (died 1855) married 1st Mary Lovel on October 4, 1827 and 2nd Frances [Threatt] McRae on October 28, 1851, who next married William L. Vaughan on April 10, 1870. The children of William B. McRae are: William N. McRae; George W. McRae; Pleasant S. McRae; John K. McRae; Mary F. McRae.
- (2) Ann Eliza McRae married Balaam Newsom on December 23, 1847.
- (3) Mary A. McRae married 1st James M. Lane (d. 1865) on June 7, 1851; and 2nd Alfred J. Layne on January 28, 1867. Children of Alfred & Mary [McRae] Layne: John K. Layne; Alice Layne; Ada Layne; Samuella Layne; George B. Layne
- (4) Harriet N. McRae (d. 1866) married Alfred J. Layne on December 1, 1852. Children: William Thomas Layne; Catherine T. Layne, wife of Richard B. Maxwell; Annie Cecilia Layne, wife of Edgar A. Farris; Mary E. Layne, wife of James K. Polk.
- (5) Cecily T. McRae married James H. Webb on June 2, 1864. Children: John W. Webb; Sarah F. Webb; Ephraim K. Webb; George W. Webb; Albert R. Webb.
- (6) Kenneth L. McRae, died in 1865, unmarried.

November 25, 1873, County Court: William N. McRae vs G. [George] W. McRae, P. [Pleasant] S. McRae, J. [John] K. McRae, and Mary F. McRae, minors under guardianship of Robert A. Lee. William B. McRae had died on or about September 19, 1865. He had left a widow, Mrs. Frances E. [Threatt] McRae, who had married William L. Vaughan on April 10, 1870. After dower had been assigned to the widow, there had remained three small tracts of land totaling 29 acres. Petitioner and defendants were the only children of the intestate. The petitioner was of age and petitioned to have his share of the land set apart in severalty but argued that the amount of land was too small for partition and prayed for a decree to sell the land.

December 27, 1873, County Court: A commissioner had auctioned the three small tracts of land for a total of \$846.

April 5, 1876, County Court: William N. McRae vs G. [George] W. McRae, P. [Pleasant] S. McRae et al, heirs at law of William B. McRae (deceased). The notes for the second and last payment on the land had been paid and \$730 had been paid over to William N. McRae and R. [Robert] A. Lee, guardian for the minor heirs of W. [William] B. McRae (deceased).

February 2, 1875, March 3, 1875, February 10, 1876, March 7, 1877, March 6, 1879, County Court: Robert A. Lee, guardian for George W. McRae, Pleasant S. McRae, John K. McRae and Mary F. McRae, made a settlement with the court. March 1, 1880,

October 8, 1881, County Court: R. [Robert] A. Lee renewed his bond as guardian for John K. McRae and Mary F. McRae, minor children of W. [William] B. McRae (deceased).

April term, 1876, County Court: The notes for the land had been paid in full and \$736 after commissions and costs was paid over to William N. McRae and R. [Robert] A. Lee, guardians of the minor children. The court had issued a decree of title.

September 19, 1883, County Court: Balaam Newsom and wife, Ann E. [McRae] Newsom; Mary A. [McRae - Lane] Layne; Balaam Newsom in his own right; James H. Webb and wife, Cecilia T. [McRae] Webb; Richard Maxwell and wife, Catherine [Layne] Maxwell; Edgar Farris and wife, Cecilia A[nnie] [Layne] Farris, the last two were residents of Williamson Co; James K. Polk and wife, Mary E. [Layne] Polk; Thomas Lane; William N. McRae of Lauderdale Co.; George W. McRae of Williamson Co.; Pleasant S. McRae and John K. McRae vs Mary F. McRae, a minor under guardianship of Robert Lee. William McRae had died in 1855 owning considerable real estate out of which dower had been assigned to Mrs. Frances H. McRae. The remaining land had been partitioned among the heirs. Mrs. Frances H. McRae had died in March 1883. Her dower land had descended to the surviving children. A son, Kenneth L. McRae, who had received one share of his father's estate, had died intestate about 1865 without ever being married. His share of the real estate was one tract of 37 acres that adjoined the dower land and a 7 acre cedar tract about a mile distant. This land had not been divided among the siblings. The dower land consisted of 90 acres making a total of 127 acres available for partition. The shares were allotted as follows: #1. Ann E. [McRae] Newsom, daughter, one share; #2. Mary A. [McRae] Layne, daughter, one share; #3. Cecilia T. [McRae] Webb, daughter, one share. She had conveyed her interest to Balaam Newsom; #4. Harriet [McRae] Layne, daughter, wife of A. [Alfred] J. Layne, died intestate and left the following children to wit: Catharine [Layne] Maxwell, wife of Richard Maxwell; Cecilia A.[Layne] Farris, wife of Edgar Farris; Mary E. [Layne] Polk, wife of James K. Polk; Thomas Layne. #5, William B. McRae, son, had died after his father and brother leaving the following children to wit: William N. McRae; George W. McRae; Pleasant S. McRae; John K. McRae, one share. All the parties were of age except the defendant Mary F. McRae. Due to the large number of parties involved and the small acreage, the petitioners prayed for a decree to sell the land for partitioning. The court agreed and the land was purchased at auction by W. S. Newsom.

Rutherford Co., TN Marriage records: R. B. Maxwell married Catherine Layne on December 11, 1873.

805. Merritt, William Died before July 6, 1874, intestate.

July 6, 1874, County Court: Jones, Wade & Co. had been allowed about \$2 for shrouding for William Merritt (deceased).

806. Miles, Patterson Died February 1873, intestate.

Note: Widow: Dicie [Moore] Miles

January 4, 1875, Chancery Court Enrolled Cases #5, pg 365: Polemna T. [Miles] Partee, a feme covert, by next friend, C. Smith administrator of H. [Hillery] O. Blackman [deceased 1872 - see above] vs R. [Rudolphus] G. Partee and Jehiel Reed and Co., merchants in New York City; and Kahn & Wolf, merchants of Louisville, KY. Polemna T. [Miles] Partee, daughter of the intestate, had married R. G. Partee in 1854. In 1860, she and her husband had in their possession a slave that had been loaned to them by her father. Miles Patterson had given permission for them to sell the slave on condition that her husband was to hold the money as trustee and would reinvest it in land. The slave had sold for \$800 that her husband had taken possession of and had loaned out. He had purchased a tract of land that contained 168 acres and had used her money as partial payment on the purchase. The deed had been executed to the complainant and her children and left with T. [Thomas] B. Miles to acknowledge and deposit with Registrar of Deeds for registration but when the deed had been finally registered, it had been made out to the complainant's husband only. T. [Thomas] B. Miles had promised to have it corrected but never did. Since that time her husband had become insolvent. She had also joined with her husband to sell her interest in the estate of her father for \$1240 that was supposed to be used to make improvements to the land that had been purchased in 1866. J. Reed and Co. and Kahn & Wolf had obtained judgments against T. [Thomas] B. Miles totaling about \$450. The judgments had been levied on the Partee's land and it was scheduled to be sold to satisfy the judgments. The complainant had averred that the money from the sale of her land and the slave was a lien on the land and had prayed for an injunction to prevent the sale.

May 26, 1876, Chancery Court: Theo. Smith and Edgar Smith had purchased at an auction held under a court decree parcels of land totaling 216 acres for \$16,219.28. They had paid all that was due by paying costs & commissions, attorney fees, C. R. Bedford and wife, Carrie [Smith] Bedford, the portion due them, by transferring to Mrs. Caroline [Miles - Smith] Wallace the sum of \$2266.54 which sum was to be invested in real estate for her benefit. The remainder of the proceeds was designated for Theo. Smith, C. Smith, Edgar Smith and Mrs Carrie [Smith] Bedford, wife of C. R. Bedford.

March 6, 1877, Chancery Court: C. [Caswell] M. Miles; R. [Rudolphus] G. Partee and wife, Polemna T. [Miles] Partee; Edgar Smith, trustee, all of Rutherford Co. and W. [William] H. Wallace and wife, Caroline N. [Miles - Smith] Wallace of Maury Co. vs

T. [Thomas] B. Miles; H. J. Brooks and wife, Isabella [Miles]; F. W. [Ferdinand Washington] Miles and the First National Bank of Murfreesboro. Patterson Miles had died intestate leaving three sons to wit; T. [Thomas] B. Miles; C. [Caswell] M. Miles; F. W. [Ferdinand Washington] Miles; and three daughters to wit: C[aroline] N[ancy] [Miles - Smith] Wallace; Isabella [Miles] Brooks; and Polemma T. [Miles] Partee. At his death, the intestate had owned a town lot in Murfreesboro of about one and one-half acres. T. [Thomas] B. Miles had mortgaged his interest in the lot to the First National Bank of Murfreesboro. The complainants had wanted to sell the lot because it could not be partitioned among the heirs and had prayed to the court for a decree to sell it and divide the proceeds among the heirs share and share alike. In his response to the above suit, T. [Thomas] B. Miles had admitted he had on July 14, 1874, transferred and conveyed to E. [Edgar] P. Smith, his undivided interest in his father's real estate for the benefit of his creditors but Kate [Johns], his wife, had not joined in this conveyance. He alleged that there had been a parol agreement between himself and the other heirs of Patterson Miles (deceased) whereby he would take the house and lot as his share of his dad's real estate and he would account to the other heirs if it was more than his share. He and his wife had been living with the intestate when he had died and had continued to live there. He and his wife asked the court that they be allowed a homestead in the amount of \$1000 out of the proceeds of the sale of the house and lot. In their answer, C. [Caswell] M. Miles; W. [William] H. Wallace and wife, Caroline [Miles - Smith]; R. [Rudolphus] G. Partee and wife, Tennie P. [Miles] Partee; H. J. Brooks and wife, Isabella [Miles]; F. W. [Ferdinand Washington] Miles and Edgar P. Smith, trustee, denied there was ever any agreement between them and T. [Thomas] B. Miles whereby they had agreed to give and relinquish the house and lot to T. [Thomas] B. Miles. They claimed that T. [Thomas] B. Miles only had a one-sixth interest in the property plus the interest he purchased from H. J. Brooks and wife. The court denied T. [Thomas] B. Miles request for a homestead and dismissed his cross bill. The clerk was to sell the property if it could not be partitioned.

February 8, 1879, Chancery Court: First National Bank of Murfreesboro vs F. W. Miles, R. G. Partee et al. The court ruled that F. W. [Ferdinand Washington] Miles was entitled to a homestead valued at \$1000 out of the land that had been conveyed by him to the complainant. Commissioners were appointed to set aside a homestead to include the house where he lived and the outbuildings.

April term, 1880, Chancery Court: Title to 108 acres of land was divested out of First National Bank and out of the beneficiaries in the trust assignment as well as out of F. W. Miles and vested the title with James A. Ransom and wife, Lillian [Anderson] Ransom, for and in consideration of \$1677.13 paid in cash. A second tract, it being the one-sixth interest of F. W. Miles in the 250 acres that had descended from his father, was sold to James A. Ransom for \$588 who in turn transferred the bid to C. M. Miles.

Rutherford Co., TN Marriage records: Rudolphus G. Partee married Polemna T[ennessee] Miles on February 14, 1854. Ephraim F. Smith married Nancy Caroline Miles on September 12, 1835. W. H. Wallace married Caroline N. Smith on July 7, 1857. Thomas B. Miles married Catherine E. Johns on June 9, 1841. H. J. Brooks married Isabella S. Miles on April 30, 1856. James A. Ransom married Lillian L. Anderson on November 15, 1877. Caswell Moore Miles married Nancy W. Gentry on January 11, 1851. Caswell M. Miles married Sarah "Sallie" Russworm on August 10, 1859.

Tennessee State Marriage records 1780-2002: F. W. Miles married E. V. Moor on April 22, 1856 in Lawrence Co.

1850 Rutherford Co., TN Census, Wilkinson's Crossroads: Patterson Miles, 60 NC; Dicy Miles, 50 KY; William Miles, 26; Susannah Miles, 25; Ferdinand Miles, 21; Isabella Miles, 18; Tennessee Miles, 15.

Miles Cemetery, Florence Rd.: Patterson Miles, March 11, 1790 – February 1873 & wife, Dicie Moore Miles, 1795 – December 20, 1880. Caswell Moore Miles, Sr., 9 Oct, 1815 - 15 Feb 1904, & wife, Nancy W. Miles, 27 June 1825 - 8 Apr 1851, & wife, Sallie Russworm Miles, 17 Feb 1828 - 21 Nov 1884. Ferdinand Washington Miles, 18 Feb 1827 - 5 Nov 1889, & wife, Elizabeth V. Moore Miles, 10 Jan 1840 - 13 Dec 1890.

807. Miller, Alfred Died June 24, 1867, intestate. [Cont'd from Vol. III].

Miller family Bible provided courtesy of Bill Miller, Murfreesboro, TN.

Alfred Miller, Sr. born at Guilford Court House, North Carolina, November 24, 1796. He came to Rutherford County with his father in 1811. He married Narcissa C. Bradford on August 13, 1839. He died June 24, 1867.

Narcissa C. [Bradford] Miller, born September 15, 1821. Narcissa C. [Bradford] Miller, died April 14, 1875.

Laura Miller, born July 4, 1840. Mrs. Laura Betty, died December 14, 1915. W. M. M. Betty married Laura Miller on August 1, 1869.

Charles Miller, born April 13, 1842. Charles Miller married Annexa

Brashear on January 31, 1868.

Stephen Henry Miller, born May 1, 1844. Stephen Henry Miller, January 26, 1873. [Stephen] Henry Miller married Jennie [Virginia] P. Cawthon on April 4, 1866.

Elizabeth H. Miller, born September 23, 1846. Amzi Jones married Lizzie H. Miller on July 14, 1869. Amzi Jones, Sr., died November 18, 1878.

Ann Eliza Miller, born August 4, 1848. Ann Eliza Miller, died May 24, 1859.

Mary Sophia Miller, born November 12, 1850. W. J. Queen married Mary S. Miller on November 28, 1878.

Alfred Miller, Jr., born November 8, 1852. Alfred Miller, Jr., died May 25, 1913. Alfred Miller married Carrie M. Frost on March 15, 1883.

Ira David Miller, born January 6, 1855. Ira David Miller, died August 7, 1930.

William C. Miller, born April 23, 1857. W. C. Miller, died October 18, 1880.

Narcissa C. Miller, Jr., born May 31, 1859. Narcissa C. Boyles, died December 20, 1893. T. J. Boyles married N. Carrie Miller on January 22, 1884.

Wheeler Miller, born September 23, 1863.

Ira May Miller, born July 27, 1884.

David Miller, Jr., born April 1, 1891. David Miller, Jr., died June 30, 1904.

Henry Grady Miller, born December 14, 1894.

Eleanor Miller, born September 6, 1899. Ephram H. Hoover married Eleanor Miller on November 25, 1915.

Edward Elam Miller, born January 27, 1903. Edward E. Miller married Lelia Mai Johnson on May 8, 1922.

Edward Elam Miller, Jr., born July 23, 1925.

Ira Bradford Miller, born August 26, 1927.

Frances Norman Miller, born December 18, 1929.

William Crawford Miller, born September 15, 1931.

E. H. Hoover, Jr., born April 15, 1922.

Miriam Martha Hoover, born June 12, 1925.

Eleanor Elizabeth Hoover, born September 27, 1931.

Dorothy Crawford Hoover, born July 9, 1933.

Stephen Henry Miller, Jr., died December 3, 1871.

Amzi Jones, Jr., died October 22, 1915.

Martha S. Bradford, died February 16, 1917, age 94 years, 6 months.

Annexa B. Miller, died December 19, 1917.

Mamie E. Miller, died November 11, 1922.

I.A. Miller, died February 4, 1926.

E. D. Miller married Maunie E. Elam on September 18, 1883.

March 3, 1875, September 7, 1875, October 8, 1875, December 10, 1875, January 13, 1876, March 9, 1876, June 7, 1876, February 10, 1877, July 17, 1877, March 4, 1878, March 7, 1879, March 3, 1880, June 8, 1880, County Court: John W. Wade, guardian for Ira D. Miller. John A. Collier, guardian for Narcissa C. Miller, Jr. She had been boarding and going to school to Sister Frances Havice. A. L. Landis, guardian for W. [William] C. Miller.

June 1, 1875, Chancery Court: James E. Wendel vs H. [Horace] P. Keeble and A. Miller et al. H. P. Keeble owed the estate of Alfred Miller (deceased) the sum of \$424.55 plus \$440 interest. The court decreed that unless H. P. Keeble could not pay the total amount due within 60 days, the court would auction the lot on Main Street in Murfreesboro. The property had a brick office building then occupied by H. P. Keeble as a law office.

June 2, 1875, Chancery Court: J. W. Wade vs John L. Carney et al. The court had revisited previous settlements made by John L. Carney as guardian of Ira D. Miller and had found several mistakes and had disallowed the annual \$300 allowance for acting as guardian declaring that he had wasted and squandered trust money and concluded that he owed his ward \$19,118.11.

August 21, 1875, Enrolled Cases #3, pg 241: Narcissa C. Miller and her guardian, John A. Collier; Ira D. Miller and his guardian, John W. Wade; W. [William] C. Miller and his guardian, A. L. Landis; Isaac A. Miller and his guardian, R. D. Reid; Charles Miller; Alfred Miller; Mary S. Miller; W. F. M. Betty and wife, Laura [Miller]; Anzi Jones and wife, Lizzie [Miller]; J. W. Sparks, executor of S. H. [Stephen Henry] Miller (deceased); Virginia P. [Cawthon] Miller; Carrie Miller and her guardian, D. H. Talley; Electra Miller and her guardian, W. [William] M. Reed; Stephen Henry Miller [Jr.] and his guardian, Dr. R. [Robert] J. Turner; all citizens of Rutherford Co.. The petitioners and defendants were tenants in common in the dower of their deceased mother, Mrs. N. [Narcissa] C. Miller. The dower consisted of 396 acres. There was only one improvement and the timber was in one locality only. The petitioners insisted that the land could not be equitably partitioned and prayed for a decree of sale.

September 9, 1875, County Court: E. [Erasmus] D. Hancock, presented an inventory of the estate to the court. The inventory included numerous judgments, some dating back to 1860, and a majority of those owing money were either bankrupt or insolvent.

October 19, 1875, Chancery Court: Ira D. Miller by his guardian, John W. Wade vs John L. Carney et al. Ira D. Miller had purchased at auction a place named Miller's Hall for \$9600 and was suing to have title vested in him and a credit given to the defendants for the amount at which the hall had been decreed to him. The court had deferred judgment while it determined whether the hall was a prudent investment for him since he would not be twenty-one until January 1876.

October 21, 1875, Chancery Court: John A. Collier, guardian, & others vs Narcissa C. Miller & others. J. W. Sparks was appointed receiver to take immediate charge of the dower interest of Mrs. N. C. Miller sought to be sold for partition, collect the rents due the present year and rent out and collect the rents until further instructions were issued by the court and pay the same to the heirs entitled. The interest due W. F. M. Betty and wife was to be paid to Mrs. Laura M. [Miller] Betty directly. The interest of Isaac A. Miller was to be retained by the receiver pending resolution of a cause pending in court.

October 21, 1875, Chancery Court: Ira D. Miller by guardian, J. W. Wade vs J. L. Carney et al. With a decree of this court during April 1875 term, the Clerk & Master auctioned 11 acres of land that sold for \$301 to Jesse A. Collier as administrator of W. G. Garrett (deceased). He gave three notes for \$101.33. As to the \$1200 due to the widow, Virginia P [Cawthon]. Miller, if the amount had not been paid by next term of this court, then execution would be issued against guardian of Ira D. Miller.

March 30, 1876, County Court: E. [Erasmus] D. Hancock, administrator, made a settlement with the court. He owed the estate \$8807.65. He also had presented an additional inventory of the estate that had listed twenty-four judgments in favor of the deceased that totaled \$6166 but about half of those owing the money had been either insolvent or bankrupt.

May 25, 1876, Chancery Court: W. F. M. Betty and wife, Laura M. [Miller]; Charles Miller; Amzie Jones and wife, Elizabeth [Miller]; Mary S. Miller and Alfred Miller vs Jesse W. Sparks, executor of S. H. [Stephen Henry] Miller (deceased); Virginia P. [Cawthon] Miller; Carrie Miller; Electra Miller; Stephen H. Miller, Jr.; David Miller; W. C. Miller; Narcissa C. Miller and Isaac A. Miller. The court had been satisfied that the estate of S. H. Miller (deceased) was insolvent and that his sureties were not solvent for the amount due and owing by the deceased to the complainants and defendants, the heirs and distributees of Alfred Miller (deceased) for whom S. H. Miller (deceased) was the administrator. The court had also agreed that the property described in the bill had been paid for out of the assets of Alfred Miller's (deceased) estate that were in the hands of the deceased to be administered. The complainants and defendants, the minor children of Alfred Miller (deceased) were entitled to the following relief: First: the title to the store room on the southeast corner of the Public Square had been divested out of the other complainants and defendants and had been vested in Laura M. [Miller] Betty and Charles Miller surviving mortgagees in trust and in trust only as indemnity jointly to them and the estate of Mrs. Narcissa Miller (deceased) for any liability that could be ascertained against them in the future as sureties on the bond of S. H. Miller (deceased), administrator of Alfred Miller (deceased). Second: the rights, title and interest of defendants Virginia P. [Cawthon] Miller, Carrie Miller, Electra Miller and Stephen H. Miller, Jr. to a lot of ground with a brick office building described in the bill had been divested from them and had been vested in the complainants and defendants, the heirs at law of Alfred Miller (deceased) except S. H. Miller. The court had declared that the conveyance of this lot by S. H. Miller to Virginia P. [Cawthon] Miller had been voluntary and the lot had been paid for with assets of Alfred Miller (deceased). Third: all rights, title and interest of the defendants, the widow and heirs of S. H. Miller (deceased) in and to the tract of land known as the Moses Buchanan tract containing 900 acres had been divested out of them and had been vested in the complainants and defendants, the other heirs and distributees of Alfred Miller (deceased). Fourth: the debt and mortgage to secure same that had been made by J. W. Irby and wife to S. H. Miller belonged to the estate of Alfred Miller (deceased) as did the lien on the place referred to as the William Wade place. J. W. Sparks, executor of S. H. Miller (deceased) had filed a bill to foreclose on the Irby mortgage. The court had declared that any recovery was to be for the benefit of the distributees of Alfred Miller (deceased) except S. H. Miller (deceased). Fifth: The title of the widow and heirs at law of S. H. Miller (deceased) in and to a tract of 99 acres that had been purchased at a sheriff's sale had been divested from them and had been vested in the heirs and distributees of Alfred Miller except S. H. Miller (deceased). Sixth: All right, title and interest of the widow and heirs of S. H. Miller (deceased) in and to the tracts of land he had purchased in his lifetime from John Burnett containing 125 acres, 82 acres and 20 acres had been divested from them and had been vested in the other heirs and distributees of Alfred Miller (deceased). It had also been decreed that the complainants and defendants, the heirs of Alfred Miller (deceased) were entitled to an accounting of the rents and profits of the several pieces of property referred to in this decree. The Clerk & Master was instructed to make the account.

June 1, 1876, Chancery Court: S. H. [Stephen Henry] Miller, administrator of Alfred Miller (deceased) vs Levi Wade and others. The Clerk & Master had auctioned land from the estate on October 12, 1870. J. W. Irby, trustee for his wife, Josephine [Neal] Irby, had purchased the land for \$9301.00 and had paid \$4640.50 in cash and had given a note for the identical sum payable in eighteen months. A judgment on the balance of the note had been taken on October 31, 1872. The execution had been returned by the sheriff nulla bona. A resale of the land was ordered.

October 16, 1876, Chancery Court: W. F. M. Betty & wife, Laura [Miller] et al vs J. W. Sparks, executor of S. H. Miller (deceased). An accounting of the rent money in J. W. Sparks hands showed there was \$580.26 due the heirs of Alfred Miller (deceased).

October 31, 1876, Chancery Court: J. W. Sparks, executor vs Virginia P. [Cawthon] Miller & others. The Clerk & Master reported he had auctioned the "Old Clay House" on the corner of Railroad and Castle Streets and sold it for \$300.

November 1, 1876, Chancery Court: J. W. Sparks, executor of S. H. Miller (deceased) vs Jo. W. Irby & others. On November 19, 1870, Joseph W. Irby and wife, Josephine [Neal], had executed to S. H. Miller, administrator of Alfred Miller (deceased) a mortgage on a tract of land known as Cherry Flat containing 136 acres to secure a note for \$5300 due in twelve months. This note arose as follows: S. H. Miller (deceased) as administrator of Alfred Miller (deceased), had a mortgage on a tract of land known as the Wade or Elliott place and had foreclosed on it. Joseph W. Irby had purchased the land for \$9301. S. H. Miller (deceased) was to get the proceeds of the sale to the extent of his debt and Joseph W. Irby had given him a note for \$5300 and executed the mortgage. By so doing, Joseph W. Irby had received a credit on the Wade land of \$4650 and had given a note to the Clerk & Master for the remaining \$4650. This note had not been paid except for some small credits for payments made. The land had been resold on October 7, 1876, for payment of purchase money but had sold for \$2000, significantly less than the amount due. The court had ruled that Joseph W. Irby had held the Cherry Flat land as a trustee of his wife and children. The court had ruled that J. W. Sparks had no lien on the Wade land and there could not be any exchange of Wade land for Irby land. Further resolution was submitted to arbitrators who had ruled that the \$5300 mortgage had been invalid. J. W. Sparks had been ordered to pay one-half of the purchase money for the Wade place to the heirs of Alfred Miller (deceased).

November 1, 1876, Chancery Court: John B. Batey, executor of Benjamin Batey (deceased) vs Charles Miller & others. On or about October 27, 1868, Benjamin Batey (then living) and S. H. Miller acting as the administrator of Alfred Miller (deceased) had purchased of D. [David] D. Wendel, trustee of M. [Moses] R. Buchanan, a tract of land including a mill on Stones River that contained about 900 acres. Two-thirds of the land was for S. H. Miller for the use and benefit of his siblings as distributees of Alfred Miller (deceased) to wit: #1, Alfred Miller [Jr.], one share; #2, Ira D. Miller, one share; #3, Mary Miller, one share; #4, Laura Miller, one share; #5, Charles Miller, one share; #6, William Miller, one share; #7, N. [Narcissa] C. Miller, one share; #8, Isaac A. Miller, one share; #9, Lizzie [Miller] Jones, wife of Amzi Jones, one share. The executor, widow and heirs at law of S. H. Miller (deceased) had no interest in the real estate according to an earlier court decree. The Clerk & Master was to gather additional information as to the disposition of the land. He had been instructed to rent out the Miller portion of the land.

April 19, 1877, Chancery Court: John A. Collier, guardian & others vs N. C. Miller & others. S. H. Miller (deceased), the original administrator of the estate, had purchased a large amount of land with assets of the estate. The heirs of Alfred Miller (deceased) had recovered these lands in this court. Title to these lands had been divested out of S. H. Miller (deceased) and his heirs and had been vested in the heirs of Alfred Miller (deceased) in common. Narcissa C. [Bradford] Miller had received a dower of 396 acres and since her death, the heirs had become tenants in common of this land. Ira D. Miller had come of age leaving Narcissa C. Miller, Isaac A. Miller and W. [William] C. Miller as minors. Commissioners were appointed to determine if the real estate could be apportioned among the heirs (excluding S. H. Miller (deceased)) and if so they were to make the apportionment.

October 16, 1877, Chancery Court: John A. Collier, guardian & others vs N. C. Miller & others. In accordance with a decree that had been issued in April 1877, the lands of Alfred Miller (deceased) and had been partitioned and set apart in severalty to his heirs or representatives according to their rights and interests as follows: #1, S. H. Miller (deceased), a son of Alfred Miller (deceased), was declared to be entitled to one-tenth in value of the dower of Narcissa C. [Bradford] Miller (deceased) and received 39 acres. The remaining dower land was partitioned and set apart to each of the deceased's children to wit: Charles Miller; Laura [Miller] Betty; Mary S. Miller; Lizzie [Miller] Jones; Alfred Miller; Ira D. Miller; William C. Miller; Narcissa C. Miller, Jr.; and Isaac A. Miller. The commissioners also had partitioned the Buchanan tract among the children.

October 20, 1877, Chancery Court: John B. Batey, executor of Thomas J. Batey (deceased) et al vs Charles Miller et al. Commissioners had divided the land jointly owned by the estates of Alfred Miller (deceased) and Benjamin Batey (deceased) as follows: two-thirds of the tract, 551 acres, went to the Miller estate and one-third, 293 acres, went to the Batey estate.

December 3, 1877, January 10, 1880, March 8, 1881, County Court: Dr. M. [Medicus] Ransom was appointed guardian for I. [Isaac] A. Miller, a minor heir of Alfred Miller (deceased).

April 18, 1878, Chancery Court: W. [William] C. Miller & others vs M. Ransom, administrator of N. C. Miller (deceased). A tract of 246 acres had been offered for sale and had been purchased by A. L. Landis, guardian for W. C. Miller for the use and benefit of the minor. The guardian had been authorized by the court to bid on the land. A tract known as "The Knob Land" containing 64 acres had been purchased by W. [William] C. Miller who paid in cash. He was to be twenty-one years of age by the next meeting of the court. The house and lot on the corner of College and Academy streets had been sold to John A. Collier, guardian of N. C. Miller, for the use and benefit of the minor.

December 17, 1878, Chancery Court: John A. Collier as guardian of N. C. Miller had bid in on the Old Infirmary property of Mrs. N. C. Miller (deceased) at the price of \$1400. The court ordered to determine if this was a good investment for the minor.

February 7, 1879, Chancery Court: John A. Collier, guardian for N. C. Miller, had been permitted by the court to purchase a house and lot for \$4086.57 for the benefit of his ward. He also had purchased two houses and lots in Murfreesboro to include the old Miller residence on the corner of Vine and Walnut for \$1170. The other house and lot were on Main Street and bordered on the north to a property owned by Mrs. Virginia P. [Cawthon] Miller. The price was \$1400 paid in cash.

July 3, 1879, Chancery Court: S. H. Miller by next friend Virginia P. [Cawthon] Miller vs Dr. R. [Robert] J. Turner, Robert Jetton & others. Dr. R. [Robert] J. Turner had been appointed guardian for S. H. Miller in November 1874 but he was insolvent. A considerable sum of money had come into the hands of the guardian that he had not accounted for and he had not made a settlement with the court. Dr. R. [Robert] J. Turner had been denuded his trust and the Clerk & Master had been designated to assume responsibility for accounting for the estate of S. H. Miller.

July 29, 1879, Chancery Court: W. C. Miller & others vs M. Ransom, administrator & others. On December 15, 1877, A. L. Landis, guardian for W. C. Miller, had purchased a tract of land containing almost 250 acres for the use and benefit of his ward. W. C. Miller had become of age and had paid the entire purchase price, \$7518.68, in cash out of his own resources.

November 12, 1879, Circuit Court: State of TN for the use of W. C. Miller vs A. L. Landis, principal and Gabriel Maupin, Thomas Lipscomb and Thomas C. Whitesides, securities. A jury had found in favor of the plaintiff and had awarded him \$20,265.40 in damages. The securities then had sued the principal and had obtained a judgment against him for the full amount plus interest.

June 30, 1879, Chancery Court: J. W. Sparks et al vs Virginia P. [Cawthon] Miller et al. The Clerk & Master reported the sale of 39 acres on February 1, 1879 for \$23.50 per acre. The land had been purchased by W. [William] C. Miller.

April 23, 1880, Chancery Court: Carrie Miller, by next friend vs D. H. Talley & others. The court noted that R. D. Jamison had replaced John A. Collier as guardian of Carrie Miller and the funds that resulted from the sale of land be paid to Mr. Jamison.

808. No entry for this number.

809. No entry for this number.

810. Miller, Austin Died before August 30, 1870, testate.

Note: Date of death based on his absence from the 1870 U. S. Census. According to the 1860 U. S. Federal –Slave Schedules, Austin Miller had 27 slaves

April 18, 1876, Chancery Court: John A. Collier, guardian & others vs J. W. Sparks, executor and others. The complainants dismissed their supplemental bill against A. T. McNeal, executor of Austin Miller (deceased).

Tennessee State Marriages, 1780-2002: Austin Miller married [Mrs.] Mary Jane McNeal in October 1849 in Hardeman Co.

1850 U. S. Census, Hardeman Co., TN Bolivar twp: Austin Miller, 49 NC Lawyer; Mary Miller, 28 SC; Albert T. McNeal, 7 MS; Mary J. McNeal, 4.

1870 U. S. Census, Hardeman Co., TN Bolivar twp., Dist. 6: Mary J. Miller, 47 SC; Charles A. Miller, 17; Austin Miller, 14; Mary Miller, 10; Fanny Miller, 55 [Black] Cook and four children.

811. Miller, Elizabeth “Lizzie” [Mayfield] Died February 1860, unknown.

Note: Wife of Felix G. Miller.

Rutherford Co. US Census Mortality Schedules: Lizzie Miller, 50, died February 1860 of a nervous condition.

Rutherford Co, TN Marriage records: Felix G. Miller married Elizabeth Mayfield on December 21, 1827.

1850 Rutherford Co., TN Federal Census, Millersburg Dist.: Felix G. Miller, 40; Elizabeth Miller, 40; Octavia Miller, 20; Franklin L. Miller, 18; Thomas Miller, 16; Harrison H. Miller, 12; Mary F. Miller, 10; Burrus R. Miller, 8; Nancy J. Smith, 4.

1860 Rutherford Co., TN Federal Census, Millersburg Dist: F. G. Miller, 50; H. H. W. Miller (m), 22; Burrus Miller, 16; J. E. Miller (f), 14.

812. Miller, Isaac [Jr.] Died September 6, 1844, testate. [Cont’d from Vols. I & II].

Note: Parmelia Miller married Albert Kelley on November 5, 1853. She was the daughter Isaac & Elizabeth Miller.

November 24, 1854, Circuit Court Enrollment Book, pg 194: Albert Kelly; Samuel J. Wilson and wife, Caroline [Kelly]; Simms Kelly; Francis Kelly; Sarah Kelly; Miller Kelly; Nathan Kelly and Annie Kelly, the last six were minors under guardianship of Samuel G. Miller, and Samuel G. Miller. At the November 1844 term of this court, Albert Kelly and wife, Parmelia [Miller] Kelly, had been allotted two tracts of land from the estate of Isaac Miller (deceased) totaling 100 acres. After the assignment, the wife of the petitioner had given birth to a live child and died giving Albert Kelly a life estate in the land with the remainder to her children. The petitioners had prayed for a decree to sell the land as rents would be insufficient to support the children. The court had concurred and the court clerk had been designated to auction the land.

Isaac Miller Cemetery, Miller-Johnson Rd.: Isaac Miller [Jr.], son of Revolutionary War soldier, Isaac Miller [Sr.], died 6 Sep 1844, aged 56 years, & wife, Elizabeth Miller, 5 Dec 1788 - 29 June 1854.

813. Miller, Isaac L[amb] Died between August 16, 1876 and April 2, 1877, testate.

Note: He was the son and the administrator of Robert Miller who died in 1837 (see Vol. I, II & II) & Margaret Miller, who died in the early 1860s (see Vol. II & III). The widow, Sarah Grand [Hawkins] Miller was his second wife.

Will dated August 16, 1876. Will presented for probate April 2, 1877. First: The testator wanted his son, N. [Newton] C. Miller, to pay all his just debts out of the rents of the testator’s land and his part of the profits from their partnership in the business of farming and raising stock. The testator wanted the partnership to continue for five years from January 1, 1876 as they had agreed.

If there were insufficient profits to pay the debts within two years, then N. [Newton] C. Miller was to borrow enough to pay the debts and reimburse himself from the profits from the partnership. Second: The testator wanted his wife, Sarah G. [Hawkins] Miller, to continue to live with Newton C. Miller and be supported by the firm just as she had been and enjoy all the privileges with Newton's wife of the household and kitchen and to be consulted whenever her interest or welfare were concerned. The testator wanted her doctor bills paid from the profits and his wife was to receive \$60 per annum. Third: At the end of the five years, the partnership could be continued if the testator's wife and children thought it best. After his wife's death, the testator wanted his children to get together and divide the testator's land as equally as possible into six shares taking into consideration the improvements. The six shares were for to wit: R. [Robert] S. Miller; Newton C. Miller; L. [Lorenzo] D. Miller; S. [Sarah] K. Miller; Fannie [Miller] Mankin and Kittie O. [Miller] Batey. If they were unable to make the division, they were to choose three disinterested parties to make the partition. Fourth: If his wife and children chose to discontinue the partnership, then the testator willed his wife all the household and kitchen furniture, his buggy and two horses or mules and sufficient farming tools of all descriptions to run her farm. She was also to get one wagon, two milk cows, a sow and pigs, and sufficient corn and hay to last until she made a crop. The testator also gave her plenty of bacon or pork lard and provisions of every kind to last her for one year, five head of sheep, all the poultry, a chopping ax and wedge, a handsaw and his shotgun. The executor was to pay his wife \$60 out of the estate every year. He wanted his wife to have about 110 acres of land during her natural life. This property was to be divided after his wife's death along with the the balance of his land and personal property. The testator held a note and S. [Sarah] K. Miller held a note on B. [Benjamin] B. Batey for a tract of land he sold him. If these notes were not paid at his death, the payment made from Kittie Batey's share of the land. The shares of Kittie [Miller] Batey and Fannie [Miller] Mankin were to go their husbands in trust during their lifetime and at their death to go to their children. The testator wanted \$100 paid to L. [Lorenzo] D. Miller in trust for I. [Isaac] L. Batey, the testator's only namesake, to be loaned out at interest until he became of age. Lastly: Robert S. Miller, Newton C. Miller, L. [Lorenzo] D. Miller, A. J. Mankin and B. [Benjamin] B. Batey were named executors.

April 2, 1877, County Court: The will of Isaac L. Miller (deceased) was presented for probate, was proven and recorded.

November 7, 1877, County Court: An executor of the estate presented an inventory of the deceased's personal property to the court. The items on the inventory consisted solely of notes due totaling about \$2000 including a note for \$1110.80 on Mrs. Cassie Newman Jones, dated May 1, 1870, that was due upon her death.

March 25, 1879, Circuit Court: R. [Robert] T. Tompkins, trustee for the legatees of Sarah [Lytle - Caswell] McCulloch (deceased) vs F. [Felix] G. Miller, W. [William] A. Ransom, F. White in their own right and Robert S. Miller, N. [Newton] C. Miller, L. [Lorenzo] D. Miller, A. J. Mankin and B. [Benjamin] B. Batey, executors of Isaac L. Miller (deceased). A jury had found for the Millers and the executors of Isaac L. Miller (deceased) on the grounds that the estate had been insolvent and for the plaintiffs on all other issues and assessed the other defendants \$1598.50 with interest at 10% until paid.

April 10, 1879, Chancery Court: Newton C. Miller, executor of I. [Isaac] L. Miller (deceased) and in his individual right as creditor and on behalf of all the other creditors of the estate vs A. J. Mankin and wife, Fanny [Miller] Mankin; B. [Benjamin] B. Batey and wife, Kitty [Miller] Batey; R. [Robert] S. Miller of Rutherford Co.; L. [Lorenzo] D. Miller and S. [Sarah] K. Miller of Bedford Co. The administration of the estate had progressed until February 1879 when it had been suggested that the estate was insolvent. Newton C. Miller and the testator had been partners in growing stock. The partnership had been dissolved by the mutual agreement between Newton C. Miller and his co-executors and as a result, Newton C. Miller had become indebted to the estate for \$1150 for which he executed his note to the co-executors. N. [Newton] C. Miller had also been a creditor of the estate to the tune of about \$2000. He had noted that Mrs. Batey, Mrs. Mankin, R. [Robert] S. Miller, L. [Lorenzo] D. Miller and S. [Sarah] K. Miller were his siblings and each had received \$60 in advancements that he had not received. He had asked to be made equal. The executor requested to sell real estate to settle debts; the others wanted to use rent money to pay the debts but the law does not allow this.

January 10, 1880, County Court: N. [Newton] C. Miller, acting executor of the estate, made an estate settlement with the court.

Rutherford Co., TN Marriage records: Isaac L. Miller married Sarah G. Hawkins on October 16, 1845. A. J. Mankin married Fanny Miller on August 20, 1867. Benjamin Batey married Kitty Miller on May 1, 1866. Robert S. Miller married Ruth Hutton on December 9, 1865. Dr. L. D. Miller married Mattie Fletcher on October 18, 1877.

1850 Rutherford Co., TN Census, Fosterville Dist: Isaac L. Miller, 45; Sarah Miller, 27 KY; Robert S. Miller, 15; Mary L. Miller, 12; Sarah K. Miller, 10; Albert Miller, 8; Catherine Miller, 3.

1860 Rutherford Co., TN Census, Fosterville Dist: I. L. Miller, 54; S. G. Miller (f), 37 KY; M. F. Miller (f), 21; S. K. Miller (f), 20; A. G. Miller (m), 17; Kittie Miller, 13; Newton Miller, 7; L. D. Miller (m), 5.

1870 Rutherford Co., TN Census, Dist. 20 (Fosterville): Isaac L. Miller, 63; S. G. Miller (f), 46 KY; Sarah Miller, 28.

Miller Cemetery, Hoovers Gap Rd.: Margaret W. Miller, dau of Isaac Lamb & Sarah Grand Miller, age 6 months, 27 days, died 9 October 1848.

814. Miller, John Died before October 7, 1872, unknown.

October 7, 1872, County Court: John N. Clark had been allowed \$5 for holding an inquest on the body of John Miller (deceased).

815. Miller, John R. Died September 1859, intestate. [Cont'd from Vols. II & III].

Rutherford Co., TN US Census Mortality Schedules J. R. Miller (m), 35, married, died in September 1859 of consumption.

Miller Cemetery, Christiana-Hoovers Gap Rd.: John R. Miller, 11 Mar 1824 - 20 July 1860.

816. Miller, Lottie (colored) Died May 1860, unknown.

Rutherford Co. TN US Census Mortality Schedules: Lottie Miller (colored), 50, slave, died May 1860 of cancer.

817. Miller, Matthew C., Rev. Died before October 3, 1870, intestate.

October 3, 1870, County Court: The court noted the death of the intestate and appointed George C. Dromgoole as administrator.
November 26, 1870, County Court: Commissioners reported they set apart provisions for one year for Mrs. Zephia [Johnson] Miller, widow of M. C. Miller (deceased).

Rutherford Co., TN Marriage records: Matthew C. Miller married Zephia C. Johnson on September 4, 1855.

1860 Rutherford Co., TN Census: M. C. Miller (m), 34, Minister C. P.; Z. C. Miller (f), 28; S. P. Miller, 4; H. S. Miller, 3.

818. Miller, Narcissa C. [Bradford] Died April 14, 1875, intestate.

Note: Widow of Alfred Miller, who died in 1867 (see Vol. III and above).

May 6, 1875, County Court: The court noted the death of Narcissa C. [Bradford] Miller and appointed Dr. Medicus Ransom as administrator.

August 21, 1875, County Court: Narcissa C. Miller and her guardian, John A. Collier; Ira D. Miller and guardian, John W. Wade; W. [William] C. Miller and his guardian, A. L. Landis; Isaac A. Miller and his guardian, R. D. Reed; vs Charles Miller; Alfred Miller; Mary S. Miller; W. F. M. Betty and wife, Laura [Miller] Betty; Amzi Jones and wife, Lizzie [Miller] Jones; J. W. Sparks, executor of S. H. [Stephen Henry] Miller (deceased); Virginia ["Jennie"] P. [Cawthon] Miller; Carrie Miller and guardian, D. H. Talley; Electra Miller and her guardian, W. [William] A. Reed; Stephen Henry Miller and his guardian, R. [Robert] J. Turner; were heirs at law of the deceased. J. W. Sparks was the executor of S. H. Miller (deceased) who was another heir of the deceased and who had been administering his testator's estate under the insolvent act in Chancery Court. Stephen H. Miller (deceased) had left surviving him his widow, Virginia P. [Cawthon] Miller, and children, Carrie Miller, Electra Miller, and Stephen Henry Miller. The petitioners had been tenants in common with the defendants in the dower of their deceased mother, Narcissa C. [Bradford] Miller, assigned to her out of the estate of her husband, Alfred Miller (deceased). The dower had consisted of almost 397 acres. The petitioners represented that due to the number of heirs and the number of improvements on the land, it could not be partitioned. They prayed that it be sold for partition. On October 4, 1874, this case had been shifted to the Chancery Court because of lack of jurisdiction.

November 12, 1875, Chancery Court: Intestate had left children to wit: Ira D. Miller.; W. [William] C. Miller; Isaac A. Miller; Narcissa C. Miller; Charles Miller; Mary S. Miller; Alfred; Laura [Miller] Betty, wife of W. F. M. Betty and Lizzie [Miller] Jones, wife of Amzi Jones. Carrie Miller, Electra Miller and Stephen H. Miller were the minor children of S. H. Miller (deceased) who was another child of the intestate. According to the complainants, the intestate had died owning the following property to wit: #1. House and lot in Murfreesboro on corner of College and Academy Streets, which was the home place where the intestate was living when she died. #2. A house and lot directly across the street from the home place that was known as the Bivins place. #3. A house and lot on Main Street known as the January Infirmary. #4. A small cottage in the rear of the Campbellite Church. #5. The old Alfred Miller residence on Vine Street. #6. A storehouse on the southeast corner of the Public Square known as one of the Jonathan Currin houses and occupied by S. G. McFadden. #7. A storehouse on the northeast corner of the Public Square occupied by W. Rowlett. #8. 290 acres of land adjoining the Shelbyville Pike. The heirs had claimed they were entitled to the rent money while they were waiting for the estate to be settled. They alleged that one of the properties was unrented and was rapidly deteriorating, and asked the court to appoint a receiver to take charge of the property, make necessary repairs, rent it out and collect the rent.

July 7, 1875, County Court: The administrator presented an inventory and sale list of the personal property of the deceased.

October 7, 1875, County Court: John A. Collier vs Charles Miller & others. A guardian ad litem had been assigned to Ira D. Miller, W. [William] C. Miller, Isaac A. Miller and Narcissa C. Miller, Carrie Miller, Electra Miller and Stephen Henry Miller. Defendants J. W. Sparks, executor of Virginia P. [Cawthon] Miller (deceased), W. [William] A. Reed, D. H. Tally and Dr. R. [Robert] J. Turner had failed to appear in court and a judgment pro confesso had been entered against them.

October 7, 1875, Chancery Court Enrolled Cases #6, pg. 164: Dr. R. [Robert] J. Turner, guardian of Stephen H. Miller vs Snow S. Jarratt and wife, Jane A. [Howard] Jarratt. On November 25, 1873, the previous guardian had loaned \$2500 of his ward's money to Snow Jarratt and Mr. Jarratt had given a note for the amount and as security for the note, he had given a mortgage on a tract of land. The note had not been paid and a decree requested to foreclose and to sell the land for payment of debts.

October 21, 1875, Chancery Court: D. H. Talley had been guardian for Carrie Miller since October 7, 1873, and had regularly renewed his bond. He had made a settlement on November 7, 1874, that showed he owed his ward \$5114.05. Since that time, \$292.36 had accrued. According to the court, D. H. Talley was insolvent and had misapplied the money of his ward and had converted it to his own use. On March 2, 1875, D. H. Talley and defendant John L. McGaughey transferred two-thirds interest in a 10 acre-tract of land with improvements known as the Pork House in trust to secure Carrie Miller against loss from his misapplication of the ward's funds. A judgment had been obtained against D. H. Talley and his bondsmen for \$5406.41 and he had been denuded of his trust as guardian of Carrie Miller.

November 1, 1876, Chancery Court: Virginia P. [Cawthon] Miller vs John Kelley, Stephen H. Miller, minor with Robert J. Turner, guardian, [Dr.] Medicus Ransom, administrator of Narcissa C. [Bradford] Miller and The First National Bank of Murfreesboro. John Kelly, former guardian of Stephen H. Miller, had deposited in The First National Bank of Murfreesboro during November 1873 checks in the amounts of \$3333.33 and \$1666.66. The bank officers had known these funds were those of his ward. At this time, John Kelly had owed the bank the sum of \$505 and paid \$497.70 from his ward's funds. The court had ruled that the bank was liable to the current guardian for the sum of \$497.70 plus interest.

November 1, 1876, Chancery Court: State of Tennessee for the use of Stephen H. Miller by his guardian Robert J. Turner vs John Kelley, Virginia P. [Cawthon] Miller & Narcissa C. Miller. John Kelly, former guardian of Stephen H. Miller, had received \$5000 for his ward during November 1873. He had never accounted for the interest on these funds nor had he turned over any of the funds to Robert J. Turner who replaced him as guardian. The court ordered a complete accounting of these funds.

March 20, 1877, Circuit Court: Dr. Medicus Ransom, administrator of Narcissa [Bradford] Miller (deceased) vs Charles Miller. The plaintiff had obtained an attachment of some property of the defendant for payment of a judgment of \$1201.00 plus \$391.48 in interest. The defendant had failed to appear and an order of sale had been issued.

October 15, 1877, Chancery Court: A settlement showed that the administrator had \$980.78 on hand and there were outstanding debts totaling \$26,172.28. A majority of this debt was judgments in favor of her minor children totaling \$25,027.76. These debts were to be paid at the same prorata that had been paid by the estate of S. H. [Stephen Henry] Miller (deceased) to its creditors. Narcissa C. [Bradford] Miller (deceased) had owned at her death a tract of land containing 233 acres and a house and lot in Murfreesboro. She purportedly had owned two additional lots but title to them was in litigation. Her real estate was to be sold for settlement of debts.

May 18, 1878, County Court: W. C. Miller and others vs Dr. Medicus Ransom, administrator & others. The Clerk & Master reported that estate assets that had previously been tied up in litigation were now to be considered the property of the estate. They were to wit: #1 one dwelling house at the corner of Main Street and Maney Avenue, known as the Old Infirmary; #2 a house and lot located just south of the Christian Church; #3 a house and lot known as the Old Millter town residence; #4 a tract of land containing 30 acres on the Shelbyville turnpike, known as the former Central Fair Association; #5 a house and lot on the corner of College and Academy streets known as the old Bivins property which was still in litigation. The Clerk & Master reported that he had received \$11,492.50 from property previous sale of property. He reported outstanding debts of \$29,394.64 and said it would be necessary to sell the remaining property but that would not yield sufficient money to retire the debts. The court had issued a decree to sell the property.

August 19, 1884, Chancery Court: Joseph B. Palmer & James D. Richardson, late partners under the name and style of Palmer & Richardson had filed a petition in the case of Alfred Miller and Ira D. Miller, executors of W. [William] C. Miller (deceased) vs I. [Isaac] A. Miller & others vs Alfred Miller and Ira D. Miller, executors of W. C. Miller (deceased) and in their individual capacity, Laura M. [Miller] Betty; Lizzie H. [Miller] Jones; Carrie [Miller] Boyles and her husband, T. J. Boyles of Texas; W. J. Queen and wife, Mary [Miller] Queen of Kentucky; I. [Isaac] A. Miller and Dr. Medicus Ransom, his guardian, of Rutherford Co.; Carrie W. Miller and her guardian, R. D. Jamison; Electra A. Miller and her guardian, Dr. Medicus Ransom of Rutherford Co.; S. H. [Stephen Henry] Miller and his guardian, Alfred Miller of Rutherford Co.; Ernest Miller, Austin Miller, Jesse Miller and Alma Miller, children of Charles Miller without guardian and against Charles Miller, he and his children were citizens of Texas. The defendants above were all the heirs of Narcissa C. [Bradford] Miller (deceased) and heirs and devisees of William C. Miller (deceased). Narcissa C. [Bradford] Miller (deceased) had in her lifetime as the assignee of S. H. [Stephen Henry] Miller (deceased) held a note and mortgage for the payment on the property of the Tennessee Control Fair Association. The note was for \$5500, dated July 1, 1870 and was due in three years. She had filed a bill in October 1873 in Chancery Court to foreclose on the property. The property had

been sold to Mrs. N. [Narcissa] C. [Bradford] Miller for \$6560.10 on October 27, 1874. Title had passed to her subject to a lien for \$300 in favor of the petitioners for services rendered. Mrs. Narcissa [Bradford] Miller had died after purchasing the land and the lien had not been settled. When the property was sold in settling her estate, her son, William C. Miller (deceased) had purchased it. When the property was sold to settle his estate, it sold for \$2500.10 to the Rutherford County Fair Association. The petitioners prayed that their debt be paid prior to vesting title in the Rutherford County Fair Association.

819. Miller, Nathaniel Died July 20, 1874, intestate.

Note: Nathaniel Miller married twice. His first wife was Judith Kirby (died about 1833), daughter of Henry, Sr. & Ann Kirby (see Vol. I and Davidson Co., TN Deed Book R, p. 215). His second wife, was Martha Ann Read/Reed, daughter of Edna Read/Reed.

August 3, 1874, County Court: The court noted the death of Nathaniel Miller and appointed Thomas Miller as administrator.

August 10, 1874, County Court: Commissioners set apart to Martha A. [Read] Miller, widow, provisions sufficient for one year

December 7, 1874, County Court: Mrs. Martha A. [Read] Miller, widow, Thomas Miller, administrator of Nathaniel Miller (deceased). The widow petitioned the court to appoint commissioners to set apart her dower and homestead. The defendants were: W. [William] C. Orr and wife, Temperance [Miller] Orr. The intestate left the following children to wit: Mary [Miller] Rucker [Rooker], a widow; Martha [Miller] Hill, wife of William A. Hill; Edna Miller; Elizabeth [Miller] Lewis, wife of John W. Lewis; Thomas Miller; Temperance [Miller] Orr, wife of W. C. Orr; James H. Miller and the following grandchildren to wit: A. [Albert] N. Miller; Joseph E. Miller; Hartwell F. Miller; Nannie [Miller] Wood, wife of John Wood; Flora Miller; Ed Miller; Blanch Miller and William Miller, the last four minors, all were children of William Miller (deceased), son of the intestate. John D. Miller, grandson, son of Joseph Miller (deceased), son of the intestate. Nannie Coleman; Miller Coleman; Florence Coleman and William Coleman, minors & children of a deceased daughter, Judith [Miller] Coleman. Commissioners were to set apart dower and homestead for the widow.

September 29, 1874, County Court: Thomas Miller, administrator, presented a list of personal property sold at auction.

December 8, 1874, County Court: A personal property inventory of the estate was presented to the court.

February 2, 1875, County Court: Mrs. Martha A. [Read] Miller, widow & Thomas Miller, administrator for Nathaniel Miller (deceased) vs Flora Miller and others. Commissioners reported they had set aside for the widow 25 acres for her homestead and 88 acres for her dower plus 5 acres of cedar land.

October 4, 1875, Chancery Court: Thomas Miller in his own right and as administrator of Nathaniel Miller (deceased) and Edna Miller vs William A. Hill and wife, Martha [Miller] Hill; Mrs. Mary [Miller] Rucker [Rooker]; John W. Lewis and wife, Elizabeth [Miller]; William Coleman; Miller Coleman; Nannie Coleman and Florence Coleman, minors without guardians; all complainants and defendants were citizens of Rutherford Co. and against W. C. Orr and wife, Temperance [Miller] Orr of Bedford Co.; J. [James] H. Miller of Gibson Co.; John D. Miller of Madison Co.; John Wood and wife, Nancy [Miller] of Cannon Co.; and A. [Albert] N. Miller; Hartwell F. Miller; Flora Miller; Ed. Miller; Blanch Miller and William Miller, all of Marshall Co., the last four were minors without guardians. Nathaniel Miller had died on or about July 21, 1874. He had left a widow, Martha A. [Read] Miller who had dower land assigned to her and a homestead valued at \$1000. The intestate had left the following children to wit: Mary [Miller] Rucker [Rooker], a femme sole, daughter; Martha [Miller] Hill, wife of William A. Hill, daughter; Elizabeth [Miller] Lewis, wife of John W. Lewis, daughter; Temperance [Miller] Orr, wife of W. C. Orr, daughter; James H. Miller, son; Thomas Miller, son; Edna Miller, daughter; William Miller, a son who had died before his father leaving following children to wit: A. [Albert] N. Miller; Joe E. Miller; Hartwell F. Miller; Nancy [Miller] Wood, wife of John Wood; Flora Miller; Ed Miller; Blanch Miller and William Miller; Joseph Miller, a son who had died before his father leaving one child, John D. Miller; Judith A. [Miller] Coleman, a daughter who had died before her father leaving following children to wit: Nannie Coleman; Miller Coleman; Florence Coleman and William Coleman. Her husband was William Boot Coleman **Note:** Genealogical source states that his correct name was William Fields Tanner Coleman]. The children represented ten general shares and the widow took a child's part of the personal estate. The administrator was able to realize about \$450 from the personal property from which debts and administrative costs had to be paid. After the dower and homestead had been set aside, tracts of 92 acres, 30 acres, 14 acres and 114 acres of cedar land remained. All the heirs were of age except minor grandchildren. The complainants alleged that the tracts could not be partitioned fairly and prayed for a decree to sell the land for partition. The intestate had made advancements to some of his children during his lifetime and the estate was insufficient to equalize each heir and the complainants asked that those children who received advancements be charged accordingly and the proceeds be divided proportionately. The complainants further showed that the intestate had advanced to each of his adult children certain slaves and other property and the personal property and assets were insufficient to equalize the advancements. William Miller had received in November 1852 a female slave named Mary valued at \$700. Joseph Miller received on November 11, 1851, a female slave named Cilla also valued at \$700. Mary [Miller] Rooker had received a female slave named Julia in about 1848, no value given. John W. Lewis and wife, Elizabeth [Miller] Lewis, had received a female slave named Fannie in 1848. William A. Hill and wife, Martha [Miller] Hill, had received a female slave named Alice about 1861. Judith A. [Miller] Coleman, wife of William Boot Coleman, had received a female slave named Caroline about May 1861. James

H. Miller had received a female slave named Sallie about 1857. The intestate also advanced money and paid debts for James H. Miller, amount was unknown. W. C. Orr and wife had received a female slave named Ruth about 1856. Thomas Miller and Edna Miller had received no advancements. Most of the defendants denied they had ever received any slaves as was charged.

Note: This case was extensive with numerous depositions that are not covered here.

October 4, 1875, Chancery Court: Thomas Miller in his own right and as the administrator of Nathaniel Miller (deceased) and of Edna Miller vs William A. Hill et al. The estate would be divided into ten shares plus a child's part of the surplus personal estate for the widow. In addition to the dower and homestead tracts, the intestate had owned the following real estate: #1: 92 acres. #2, 14 acres of woodland. #3, 30 acres. #4, 114 acres of cedar land. The complainants alleged that the land could not be partitioned into ten equal shares and prayed that it be sold. The complainants asked that sufficient real estate be sold to equalize the advancements. James H. Miller denied receiving the slave, Sallie, as due to pecuniary embarrassment, he was prohibited from owning any property. His father did in fact lend him the slave, Sallie, but never relinquished ownership.

October 16, 1876, Chancery Court: The court noted the death of Temperance [Miller] Orr who left as her only heirs at law to wit: William M. Orr, David F. Orr, Mary A. Orr and Minnie J. Orr, all minors under guardianship of W. C. Orr, residents of Bedford Co.

February 5, 1877, County Court: W. F. T. Coleman was appointed guardian for Nannie Coleman, Nathaniel, Florence and William F. Coleman, his own children and heirs at law of Nathaniel Miller (deceased).

March 7, 1877, County Court: Thomas Miller, administrator of Nathaniel Miller (deceased), made an estate settlement.

June 7, 1877, County Court: A listing of personal property had sold at auction was presented to the court.

April 16, 1878, Chancery Court: Thomas Miller, administrator vs W. [William] A. Hill & others. An order of reference showed that the children had received various advancements during the life of the intestate. William Miller, James H. Miller, Temperance [Miller] Orr, Judith [Miller] Coleman, J. [Joseph] Miller, Elizabeth [Miller] Lewis, Martha A. [Miller] Hill, & Mary [Miller] Rooker registered exceptions to the order of reference stating that the Negroes they received were not advancements and they were not worth the amount charged. The court decreed that the slaves were advancements but did reduce the amount charged to Mrs. Temperance [Miller] Orr to \$500 and to Mrs. Eliza [Miller] Lewis to \$200. The court further decreed that the remainder of the land after dower and homestead had been set aside was to be sold as it could not be partitioned equitably. The proceeds were to be used to equalize the advancements before the remainder was divided among the heirs.

September 2, 1878, County Court: Mrs. Martha A. [Read] Miller et al vs Flora Miller et al. Mrs. Martha A. [Read] Miller had received a homestead of 5 acres including mansion house and other buildings, and a dower of 98 acres and 5 acres of cedar land.

October 23, 1878, Chancery Court: The Clerk & Master had sold several lots of cedar land to wit: 60 acres for \$12 per acre; 12 acres sold for \$8 per acre; 12 acres sold for \$6 per acre; and 9 acres sold for \$8.05 per acre.

December 18, 1878, Chancery Court: The Clerk & Master had sold at auction the following tracts of land: #1, 102 acres. #2, 14 acres of woodland. Mrs. Amanda [Ward] Miller purchased both tracts for \$1755.56. The Clerk & Master also had sold the remainder interest in the homestead embracing residence with 5 acres and the remainder interest in the dower containing 98 acres. Miss Edna Miller had purchased both for \$1551.10. She also had purchased 5 acres of cedar land for \$10.

February 7, 1879, Chancery Court: Thomas Miller, administrator of N[atthaniel] Miller (deceased) vs W. [William] A. Hill & others. A tract of land containing over 102 acres and a tract of woodland containing 14 plus acres had been auctioned on February 1, 1879 and had been sold to Mrs. Amanda [Ward] Miller [wife of Thomas Miller] for \$15 per acre. She had given two notes with Thomas Miller, Mrs. Sarah A. Ward and James B. Ward as her securities. **Note:** Mrs. Sarah A. [Nevil] Ward, widow of Best Ward (see Vol. II & III) was Mrs. Amanda [Ward] Miller's mother and James B. Ward was her brother.] The remainder interest in the homestead embracing the residence that contained five acres and a tract containing 98t acres had been sold to Miss Edna Miller for \$103.65 and \$1551.11 respectively. Miss Edna Miller had also purchased a 5-acre tract of cedar land for \$10.

March 6, 1879, September 5, 1881, County Court: W. F. T. Coleman, guardian of Nancy "Nannie" Coleman, Nathaniel Coleman, Florence Coleman, and William Coleman, his own children and heirs at law of Nathaniel Miller (deceased), made a settlement.

October term, 1880, Chancery Court: Miss Edna Miller had not paid the first of her two notes for purchase of land. A judgment had been issued against her and her securities for \$774.95, the amount of the principal and interest. Mrs. Amanda [Ward] Miller had only paid \$600 on her first note for purchase of land and a judgment had been issued for the balance of the note plus interest.

Rutherford Co., TN Marriage records: Nathaniel Miller married Martha Ann E. Read on May 4, 1835. W. C. Orr married Temperance Miller on January 5, 1854. W. A. Hill married Martha Miller on December 19, 1860. William F. T. Coleman married Judith A. Miller on May 25, 1854. Jennings H. Rooker married Mary Miller on July 2, 1835. John W. Lewis married Elizabeth Miller on December 20, 1848. Thomas Miller married Amanda Ward on December 15, 1866.

1850 Rutherford Co., TN Census, Jefferson Dist.: Nathaniel Miller, 67 NC; Martha A. Miller, 35; Martha Miller, 36; Judith A. Miller, 22; Temperance Miller, 19; James H. Miller, 23; Thomas Miller, 13; Edney Miller, 11; Edney Reed, 58.

1870 Rutherford Co., TN Census, Dist. 6 (Jefferson): Nathan Miller, 87 NC; Martha A. Miller, 53; Thomas Miller, 32; Amanda Miller, 24; Nathan Miller, 2; Sarah Miller, 1; Edney Miller, 25.

Beesley Church Cemetery, Beesley Rd.: Nathaniel Miller, 1 Jan 1783 - 20 July 1874, & wife, Martha Miller, 16 Jan 1815 - 25 Oct ?.

820. No entry for this number.

821. Miller, Sarah L. [Davis] Died before December 5, 1870, intestate.

Note: Wife of Fountain H. Miller, and daughter of Abel & Tabitha [Daniel] Davis (see Vol. III & above)

December 5, 1870, County Court: The court noted the death of Sarah L. [Davis] Miller and appointed Fountain H. Miller, her husband, as administrator.

Rutherford Co., TN Marriage records: Fountain H. Miller married Sarah L. Davis on December 5, 1865.

1870 Rutherford Co., TN Census: Baldy Davis, 30; Fountain Miller, 33; Flora Miller, 4; Sallie Miller, 3.

Miller Cemetery, Christiana-Hoovers Gap Rd.: Sarah Lee Davis Miller [no dates] wife of Fount Miller.

U. S. Civil War Soldiers, 1861-1865 on Ancestry.com: Fountain H. Miller, 2nd Regiment, TN Infantry (Robison's) (Walker Legion).

822. Miller, Stephen Horace Died June 26, 1873, testate.

Note: Stephen Horace Miller and Stephen Henry Miller from the Miller Bible are one and the same [see Alfred Miller, died 1867, Vol III & above]. The court records show he died on or about June 26, 1873. The date of death listed in Miller Bible is January 26, 1873. Looks like some one made a transcription error into the Bible. In the Miller-Ransom Cemetery, US 231-S, is listed S. H. Miller, 1 May 1844 - 26 June 1873. Also, Stephen Henry Miller, son of S. H. & V. I. Miller, Apr 22 - Dec 3, 1871.

Will dated June 25, 1873. Will probated July 7, 1873. Item 1: The testator directed the executor to pay all his debts as soon as possible. Item 2: After all the debts were paid, the testator left the balance of his estate of his wife, Virginia P. [Cawthon] Miller, for the term of her natural life to support and educate their children. The testator directed that the executor sell his estate and convert it into money to be invested in bonds of the United States. The interest on the bonds was to be paid semi-annually to his wife for her support and maintenance and support and education of the children. Upon the death of his wife, except for a bequest promised to John Kelly, the remainder to go to his children, share and share alike. Item 3: The testator held a note on John Kelly for \$500 that was overdue. In consideration for his friendship, the testator gave the note to John Kelly and directed his executor to deliver the note. Item 4: The testator appointed Jesse W. Sparks as his executor.

July 7, 1873, County Court: The will of S. H. Miller was presented for probate and was proven by one witness. The will was ordered filed until the other subscribing witness could prove the will.

August 6, 1873, County Court: The will of the deceased was proven by the other subscribing witness and was recorded.

October 7, 1873, November 4, 1873, December 10, 1873, December 7, 1874, December 8, 1874, County Court: D. H. Talley was appointed guardian for Mary Caroline Miller, a minor child of S. H. Miller (deceased). He gave bond for \$5,000. John Kelly was appointed guardian for Stephen Horace Miller, a minor heir of S. H. Miller (deceased). He gave bond for \$10,000 with Mrs. Virginia P. [Cawthon] Miller and Mrs. N. [Narcissa] C. [Bradford] Miller as securities. W. [William] A. Reed was appointed guardian for Electra Allen Miller, minor child of S. H. Miller (deceased) and he gave bond for \$10,000.

October 7, 1873, County Court: Mrs. Virginia P. [Cawthon] Miller had appeared in court and had dissented from the last will and testament of her late husband. Commissioners were appointed to set aside provisions sufficient for one year for the widow.

November 4, 1873, Chancery Court: The testator had left a widow, Virginia P. [Cawthon] Miller, and three minor children to wit: Carrie Miller under guardianship of D. H. Talley; S. H. Miller under guardianship of John Kelly; and Electra A. Miller under guardianship of W. [William] A. Reed.

November 15, 1873, Circuit Court: Jesse W. Sparks, executor vs J. D. Bond, J. H. Bond, J. B. Richmond, N. A. Jennings and S. A. E. Jennings. The court had issued a default judgment against the plaintiffs in the amount of \$3000 in debt and \$362.50 in interest. The court considered that the plaintiffs recover the entire amount plus ten percent interest until paid and court costs.

November 17, 1873, Circuit Court: Jesse W. Sparks, executor vs John L. Carney. The court had issued a default judgment against the defendant in the amount of \$2542.76 in debt and \$307.05 in interest. The court considered that the plaintiff to recover the entire amount from the defendant plus all court costs.

November 18, 1873, Circuit Court: Jesse W. Sparks, executor vs J. W. Ross and Oscar Ross. The plaintiff had petitioned the court to condemn a 50-acre tract of land belonging to the defendant to satisfy a judgment in favor of the plaintiff for \$101.67 plus court costs. The court had condemned the land.

November 28, 1873, Circuit Court: Jesse W. Sparks, executor of S. H. Miller (deceased) vs W. F. Hooper. The court had rendered a judgment of \$1085.75 against the defendant in favor of the plaintiff. The court considered that the plaintiff to recover the entire amount plus court costs from the defendant.

November 28, 1873, County Court: Commissioners reported they had laid off and set aside to Mrs. Virginia P. [Cawthon] Miller and family, one year's provisions out of her husband's estate.

January 22, 1874, County Court: J. [Jesse] W. Sparks, executor of the estate, submitted an extensive list of notes, accounts, stock and other assets belonging to the estate. Jordan, Miller & Co. owed the estate over \$10,000. Charles Miller owed the estate \$4252.65 and there was \$3424.60 cash on hand. Real estate had consisted of a house and lot in Murfreesboro known as "Miller Hall" purchased by S. H. Miller from J. B. Kimbro in December 1868, a vacant lot immediately west of Miller's Hall, a vacant lot at the NE corner of the Public Square, a tract of land in Rutherford Co. containing 340 acres in 4 tracts and a tract of 99 acres.

February 4, 1874, County Court: Commissioners reported they had set apart provisions for one year for Mrs. Virginia P. [Cawthon] Miller, widow of S. H. Miller (deceased).

February 4, 1874, County Court: The inventory of the property of Stephen Horace Miller, a minor child of S. H. Miller (deceased), was presented in court and was ordered to be recorded.

February 4, 1874, County Court: The inventory of the property of Electra Allen Miller – see above, a minor child of S. H. Miller (deceased), was presented in court and was ordered to be recorded.

April 1, 1874, Circuit Court: Caleb Osborn & wife, Adelaid [Smith] Osborn vs John W. Jordan, J. [John] L. Carney and Jesse W. Sparks, executor of S. H. Miller (deceased). A jury found in favor of the plaintiffs in the amount of \$641.88 in damages and found in favor of the defendant, Jesse W. Sparks, in the matter of the insolvency of his testator's estate. The court considered that the plaintiffs recover of said defendants the full amount plus court costs.

October 28, 1874, Chancery Court: J. W. Sparks, executor vs John Burnett et al. S. H. Miller, while alive, had sold 125 acres to the defendant for \$2625 that had been divided into three notes. The first note had been paid in full but nothing had been paid on the remaining two that bore the date of November 14, 1871 and were payable 12 and 24 months from that date. Each note had been for \$873.75 plus 10% interest until date paid. S. H. Miller had died June 26, 1873, testate. The two notes had remained totally unpaid and title to the land had passed to the testator's representatives. Virginia P. [Cawthon] Miller was his widow and Carrie Miller, Allie Miller and Stephen Horace Miller were his children. The court had ruled that the complainant had the right to judgment and to have the lien enforced and a decree for sale of the land. The Clerk & Master was appointed to sell the land.

October 29, 1874, Chancery Court: J. W. Sparks, executor vs Joseph Mier. S. H. Miller (deceased) had left surviving him a widow, Virginia P. [Cawthon] Miller and three children to wit: Carrie Miller; Electra Miller and Stephen H. Miller. On August 4, 1869, the testator had sold 27 acres of land. The complainant had paid \$1000 in cash and had given three notes due in 3, 4, & 5 years each for \$1500 at 6% interest. The interest on the three notes up to January 1, 1873 had been paid but nothing else. The court had ordered the complainant to recover the sum of \$4974. If not paid by December 20, 1874, the land was to be sold at auction.

October 29, 1874, Chancery Court: J. W. Sparks, executor vs John W. Jordan and J. [John] L. Carney. S. H. Miller had died on or about June 26, 1873, testate. The court had directed the Clerk & Master to start an account to determine how much the firm of Jordan, Miller & Co. had owed the testator. S. H. Miller (deceased), J. [John] W. Jordan and J. L. Carney had been partners in the firm until December 1, 1871 when the partners had dissolved the business but the affairs had never been closed out.

October 29, 1874, Chancery Court: Mary S. Miller vs J. W. Sparks, executor of S. H. Miller (deceased). S. H. Miller as administrator for Alfred Miller (deceased) had taken receipt for \$15,000 from complainant for so much alleged to have been paid to her. The payment had partly been in notes including one on H. H. [Henry "Harry" Harrison] Kerr for \$666.50. The complainant had maintained that she was only paid about \$13,000. Additionally, H. H. [Henry "Harry" Harrison] Kerr had declared bankruptcy and his note was no good. The court had agreed and had set aside the receipt for \$15,000. The Clerk & Master was directed to start an account with the executor showing the full amount due complainant and gave credit for the full amount of the receipt minus \$2666.50.

November 27, 1874, Circuit Court: Jesse W. Sparks, executor of S. H. Miller (deceased) vs J. L. Ridley. The court considered that the plaintiff was to recover of the defendant the sum of \$1916.66 debt plus interest of \$101.18 and court costs.

April 6, 1875, Chancery Court: J. W. Sparks, executor of S. H. Miller (deceased) vs Joseph Mier. J. W. Sparks as executor of the estate of S. H. Miller (deceased) had purchased the one-half interest belonging to Joseph Mier in a lot adjacent to Union University containing over 27 acres. He had paid \$5166 for the lot and was entitled to the proceeds as the result of a judgment against Joseph Mier. The lot was for the benefit of S. H. Miller's estate.

April 30, 1875, Chancery Court: J. W. Sparks, executor of S. H. Miller (deceased) vs John Burnett. J. W. Sparks had purchased a tract of land for \$2282.86 by crediting a judgment against the defendant in full.

April 30, 1875, Chancery Court: John Kelley, guardian of Stephen H. Miller, had loaned \$1000 of his ward's money at 10% interest to Harvey Osborne in exchange for a mortgage on a house and lot in Murfreesboro. John Kelley had been denuded of his trust as guardian and R. [Robert] J. Turner was appointed guardian. There was a controversy as to who was to receive payment of the notes so the court ordered Harvey Osborne to make his payment to the Clerk & Master until the controversy had been settled.

June 1, 1875, Chancery Court: S. H. Miller et al vs Peter Lowery et al. S. H. Miller had died and J. W. Sparks was his executor. He had left a widow, Virginia P. [Cawthon] Miller and Mary C. Miller, Electra A. Miller and Stephen H. Miller as his only children. The court had ordered a Sci Fi be issued on the executor, widow and heirs at law of the deceased along with D. H. Talley, guardian of Mary C. [Carrie] Miller, W. [William] M. Reed, guardian of Electra A. Miller and R. [Robert] J. Turner, guardian of Stephen H. Miller, ordering them to appear at the next session of the court.

October 21, 1875, Chancery Court: Thomas H. Fletcher, Commissioner of Revenue vs H. [Horace] P. Keeble, Cassandra C. [Currin] Keeble, S. H. Miller, John G. Prim, John Jones, Enoch Steadman, Charles Miller, W. F. M. Betty, Laura [Miller] Betty, Amzi Jones and his wife, Lizzie [Miller] Jones, Alfred Miller, Mary S. Miller, David Miller, William Miller, Carrie Miller, Isaac A. Miller, John A. Collier, guardian, Robert D. Reed, guardian, John L. Carney, guardian and A. L. Landis, guardian. S. H. Miller had died and this case had been revived and a scire facias had been issued against his heirs. The guardians had failed to reply and a guardian ad litem had been appointed for the three minor children to wit; Carrie Miller, S. H. Miller and Electra A. Miller. The taxes that were in question had been assessed on the part of the real estate that belonged to Mrs. H. P. Keeble.

January 3, 1876, February 8, 1877, January 7, 1878, February 5, 1878, County Court: The court appointed W. E. Baskette as guardian for Electra Allen Miller, minor heir of S. H. Miller (deceased) in room and stead of W. [William] M. Reed who had died.

January 11, 1876, February 7, 1876, County Court: W. [William] A. Reed, executor of W. [William] M. Reed who had been in his lifetime guardian for Electra Allen Miller, minor heir of S. H. Miller (deceased), made a settlement with the court. The ward had a balance of \$5088.89. Mrs. Virginia P. [Cawthon] Miller had received payments for board.

April 18, 1876, Chancery Court: Isaac A. Miller vs R. [Robert] D. Reed et al. R. D. Reed, guardian of Isaac A. Miller, made a statement to the County Court on November 26, 1874, showing a balance in favor of his ward of \$17,650.22. He had failed to account for the sum or any part of it. The court ordered that the complainant recover of R. D. Reed and his securities. Some of the securities had gone bankrupt but the complainant had the right to file his claim in the proceedings in bankruptcy. R. D. Reed was removed as guardian and the Clerk & Master was receiver to take charge of the funds and property of the minor complainant.

April 18, 1876, Chancery Court: J. W. Sparks, executor of S. H. Miller (deceased) vs Virginia P. [Cawthon] Miller et al. An accounting of the estate of the testate had shown assets of \$132,222.53 that were offset by \$120,767.44 in credits leaving \$10,255.09 in money and notes as yet uncollected for distribution among his creditors.

May 25, 1876, Chancery Court: E. [Edward] L. Jordan vs J. W. Sparks, executor of S. H. Miller (deceased); Mrs. Virginia P. [Cawthon]. Miller, widow; Stephen H. Miller, Jr. and R. [Robert] J. Turner, guardian; Electra A. Miller, W. [William] M. Reed, guardian; and Mary C. Miller, D. H. Talley, guardian; George W. Overall, administrator with the will annexed of S. [Samuel] T. Cartwright (deceased) and Isaac E. Rucker and Adelia A. [Cartwright] Rucker, his wife and their children who were minors without guardian. James F. Fletcher, Jr. had sold to S. H. Miller (deceased) a tract of 140 acres on September 14, 1871, for \$7500. In part payment of the consideration, J. F. Fletcher had taken notes on diverse persons for a total of \$2800. Among these notes, there was one for \$650 that had been made by W. H. Walland and C. M. Smith on April 28, 1871, had been endorsed by Miles Wallace & Co. to S. H. Miller. J. F. Fletcher had endorsed the note to the complainant on October 17, 1871. The complainant had obtained a judgment on November 18, 1874, for \$882.50 plus costs against all parties involved. The executor of S. H. Miller (deceased) had reported the estate was insolvent. The sheriff had found no property belonging to the other defendants. The note had remained a lien on the property even though the testator had sold it to S. T. Cartwright (deceased) prior to his death.

May 25, 1876, Chancery Court: W. F. M. Betty and wife, Laura M. [Miller]; Charles Miller; Amzi Jones and wife, Elizabeth [Miller]; Mary S. Miller and Alfred Miller vs Jesse W. Sparks, executor of S. H. Miller (deceased); Virginia P. [Cawthon]. Miller; Carrie Miller; Electra Miller; Stephen H. Miller, Jr.; David Miller; W. [William] C. Miller; Narcissa C. Miller and Isaac A. Miller. The court was satisfied that the estate of S. H. Miller (deceased) was insolvent and that his sureties were also not solvent for the amount due and owing by the deceased to the complainants and defendants, the heirs and distributees of Alfred Miller (deceased) for whom S. H. Miller (deceased) was the administrator. The court also agreed that the property described in the bill had been paid for out of the assets of Alfred Miller's (deceased) estate that were in the hands of the deceased to be administered. The complainants and defendants, the minor children of Alfred Miller (deceased) were entitled to the following relief: First: the title to the store room on the southeast corner of the Public Square had been divested out of the other complainants and defendants and had been vested in Laura M. [Miller] Betty and Charles Miller surviving mortgagees in trust and in trust only as indemnity jointly to them and the estate of Mrs. Narcissa [Bradford] Miller (deceased) for any liability that could be ascertained against them in the future as sureties on the bond of S. H. Miller (deceased), administrator of Alfred Miller (deceased). Second: the rights, title and interest of defendants Virginia P. [Cawthon]. Miller, Carrie Miller, Electra Miller and Stephen H. Miller, Jr. to a lot of ground with a brick office building described in the bill is divested from them and vested in the complainants and defendants, the heirs at law of Alfred Miller (deceased) except S. H. Miller. The court declared that the conveyance of this lot by S. H. Miller to Virginia P. [Cawthon]. Miller

had been voluntary and the lot had been paid for with assets of Alfred Miller (deceased). Third: all rights, title and interest of the defendants, the widow and heirs of S. H. Miller (deceased) in and to the tract of land known as the Moses Buchanan tract containing 900 acres was divested out of them and vested in the complainants and defendants, the other heirs and distributees of Alfred Miller (deceased). Fourth: The debt and mortgage to secure same that had been made by J. [Joseph] W. Irby and wife to S. H. Miller belonged to the estate of Alfred Miller (deceased) as did the lien on the place referred to as the William Wade place. J. S. Sparks, executor of S. H. Miller (deceased) had filed a bill to foreclose on the Irby mortgage. The court had declared that any recovery would be for the benefit of the distributees of Alfred Miller (deceased) except S. H. Miller (deceased). Fifth: The title of the widow and heirs at law of S. H. Miller (deceased) in and to a tract of 99 acres that had been purchased at a sheriff's sale was divested from them and was vested in the heirs and distributees of Alfred Miller except S. H. Miller (deceased). Sixth: All right, title and interest of the widow and heirs of S. H. Miller (deceased) in and to the tracts of land he had purchased in his lifetime from John Burnett containing 125 acres, 82 acres and 20 acres was divested from them and vested in the other heirs and distributees of Alfred Miller (deceased). It was also decreed that the complainants and defendants, the heirs of Alfred Miller (deceased) were entitled to an accounting of the rents and profits of the several pieces of property referred to in this decree.

June 1, 1876, Chancery Court: Mary S. Miller vs J. W. Sparks, executor. In pursuance of an order of reference to determine the amount of money due to Mary S. Miller from S. H. Miller (deceased). The Clerk & Master reported that the aggregate amount due Mary S. Miller from S. H. Miller (deceased) was \$9206.84.

June 1, 1876, Chancery Court: J. W. Sparks, executor of S. H. Miller (deceased) vs Elihu Jones, Mrs. Mary A. [Edwards] Kerr & others. Virginia [Kerr] Gilbert, wife of John Gilbert had paid the \$100 balance of the purchase money due from her on her portion of the town lot purchased by her from Elihu Jones and Mary A. [Edwards] Kerr. A decree of title was issued.

June 1, 1876, Chancery Court: J. W. Sparks, executor of S. H. Miller (deceased) vs Virginia P. [Cawthon] Miller et al. An accounting of the deceased's estate had shown that the executor had \$11,505.09 of personal assets belonging to the estate and listed debts against the estate totaling \$65,502.93. The court had ruled it would be necessary to sell real estate listed as follows: A vacant lot in Murfreesboro; a house and lot in Murfreesboro known as the old Clay House on the corner of Castle and Railroad streets; one-half undivided interest in the Exchange Mills located on Railroad Street; lot #10 of Maney's addition to the town of Murfreesboro; 27 acres running along the west side of Union University grounds. This had been purchased by the executor of the deceased's estate and was not subject to the dower rights of the widow.

August 23, 1876, Chancery Court: Jesse W. Sparks, executor of S. H. Miller (deceased) vs Dr. Medicus Ransom, administrator of Narcissa C. [Bradford] Miller (deceased); Laura [Miller] Betty; Amzi Jones and wife, Lizzie [Miller] Jones; Alfred Miller; Ira D. Miller all of Rutherford Co.; W. [William] C. Miller, also of Rutherford and a minor under guardianship of A. L. Landis of Bedford Co.; N. [Narcissa] C. Miller Jr., temporarily in Canada and a minor under guardianship of John A. Collier; Isaac A. Miller of Rutherford County, a minor without guardian; Mrs. Virginia P. [Cawthon]. Miller, widow of S. H. Miller (deceased); and his minor children to wit: Carrie Miller, Allie Miller and S. H. Miller Jr. by their guardian, Allen Miller; W. E. Baskette & others. S. H. Miller had died June 26, 1873. He was the son of Alfred Miller (deceased) who had died in June 1867. On June 11, 1873, prior to his death, the testator had executed a deed to his mother, Mrs. Narcissa C. [Bradford] Miller, for a considerable amount of real estate consisting of two lots in Murfreesboro; a store room and lot on the Public Square in Murfreesboro; a dwelling house and lot on Main Street in Murfreesboro; two additional houses and lot in Murfreesboro; and a lot in Murfreesboro. The purpose of the suit was to settle ownership of \$16,800 in gold that the deceased had on hand at his death.

September 4, 1876, County Court: D. H. Tally, guardian of Mary C. Miller. A minor heir of S. H. Miller (deceased) had failed to renew his guardian bond. He was removed as guardian and R. D. Jamison was appointed in his room and stead.

September 30, 1876, Chancery Court: The Clerk & Master had auctioned off the one-half undivided interest in what was known as the Vineyard, beginning at the northwest corner of the university campus and running along the west side of Union University, containing 27 acres. It had been purchased by Alfred Miller for \$1800.

October 16, 1876, Chancery Court: J. W. Sparks, executor, vs Virginia P. [Cawthon] Miller et al. The real estate had been sold on September 30, 1876, as follows: Vacant lot, \$110; lot #10, Maney's Addition, \$54; lot adjoining Miller's Hall, \$105.05.

November 1, 1876, Chancery Court: Robert J. Turner, guardian of Stephen H. Miller vs Snow S. Jarratt & wife, Jane [Howard] Jarratt. On November 25, 1873, John Kelley, then guardian of Stephen H. Miller, had loaned \$2500 to Snow S. Jarratt who had given a note payable in twelve months with ten percent interest. On the same day, Snow S. Jarratt and his wife had executed a mortgage on a tract of land to secure payment of the note. Robert J. Turner, who had become guardian on February 2, 1875, had filed this suit to foreclose on the mortgage and asked for a judgment for \$3232.40 including interest.

November 1, 1876, Chancery Court: Henry B. Barkley, James H. Jamison, J. [James] B. Murfree, T. C. Goodrich, John L. McGaughey & Joseph A. January vs D. H. Talley, guardian of Mary C. ["Carrie"] Miller, Mary C. Miller in proper person and The Stones River National Bank. In October 1873, D. H. Talley had been appointed guardian of Mary C. Miller. He had received a draft of \$3333.33 on the Aetna National Bank of Hartford, Connecticut, and had deposited it in the Stones River National Bank who knew it was for the estate of his ward. The firm of R. D. Reed and D. H. Talley had owed the bank \$1742.90. On November 7, 1873, D. H. Talley had drawn a check on his ward's funds for this amount payable to the bank for this debt. The court ruled that

the complainants who were sureties of D. H. Talley had the right to follow the funds and to recover from the bank for the benefit of Mary C. Miller the amount of \$1742.90 and the interest thereon from the date of payment.

February 28, 1877, Chancery Court: Ira D. Miller by guardian, John W. Wade; Narcissa C. Miller by guardian, John A. Collier; W. [William] C. Miller by guardian, A. L. Landis; Isaac A. Miller by guardian, R. D. Reed vs Jesse W. Sparks, executor of S. H. Miller (deceased); Virginia P. [Cawthon]. Miller, widow of S. H. Miller (deceased); Stephen H. Miller Jr. by guardian, Dr. R. [Robert] J. Turner; Electra Miller and her guardian, W. E. Baskette; Carrie Miller and her guardian, R. D. Jamison; the three minors were the only heirs at law of S. H. Miller (deceased) and against Charles Miller of Texas. At the April term of this court, the complainants had received payments from J. W. Sparks, executor of S. H. Miller (deceased), of \$5740.34 each. The basis for the judgments was that S. H. Miller (deceased) had been the administrator of Alfred Miller (deceased) and the minor complainants were some of his heirs. They had sued in the name of their statutory guardians, the administrator and his bondsmen for a settlement of his estate that he had failed to account for. While the suit was pending before the court, S. H. Miller had died and J. W. Sparks had become his executor. Since this decree had been rendered, Ira D. Miller had become of age and in management of his own affairs. R. D. Reed was suing to be relieved as guardian for Isaac A. Miller and his money was to remain with J. W. Sparks until a new guardian was appointed. Execution had been issued on their judgments and the Sheriff of Rutherford County returned them Nolla Bona as to Charles Miller, the estate of S. H. Miller (deceased) and the estate of Mrs. Narcissa C. [Bradford] Miller (deceased), another of the bondsmen. Since the estate of S. H. Miller (deceased) was insolvent, they had offered the following as a way to pay the judgment of about \$25,000. On July 25, 1871, Charles Miller had executed to his brother S. H. Miller a deed to a large amount of real and personal property, including all of his interest in his father's estate, for the consideration of \$7845. The complainants had alleged that the conveyance had been fraudulent, that S. H. Miller (deceased) had never paid one cent and had been made to defraud the creditors of Charles Miller. Since the death of S. H. Miller, the heirs of Alfred Miller had filed suit in the Chancery Court to recover certain property alleged to have been purchased by S. H. Miller with the funds of Alfred Miller (deceased) and the title had been taken unto himself. The court decreed that the real estate belonged to the heirs of Alfred Miller (deceased) and Charles Miller was entitled to an undivided one-ninth interest in the real estate recovered. They prayed that the property of Charles Miller be sold to help satisfy their judgments.

March 31, 1877, October 7, 1878, February 4, 1880, December 30, 1881, County Court: R. D. Jamison, guardian of Carrie Miller, a minor heir of S. H. Miller (deceased), presented an inventory of his ward's estate to the court. He had won a judgment against her former guardian for \$5406.41.

April 19, 1877, Chancery Court: The guardian of Narcissa C. Miller was permitted to use \$500 of the funds of his ward to provide her with the proper cloths to make her debut into society as a young lady of finished education.

April 19, 1877, Chancery Court: Dr. R. [Robert] J. Turner, guardian of S. H. Miller, Jr., purchased 85 acres at a court-ordered sale of land owned by Snow S. Jarratt and his wife, Jane A. [Howard] Jarratt. The land had been purchased for the benefit of his ward. The guardian had credited the purchase price, \$3322.17 including costs and commissions, against a judgment owed by Mr. & Mrs. Jarratt who had borrowed \$5000 from John Kelley, previous guardian of S. H. Miller, Jr. and had only partially repaid the loan.

October term, 1877, Chancery Court: The Clerk & Master reported that on December 16, 1876, he had sold a brick house with a three-acre lot on the Shelbyville Turnpike to J. [James] F. Henderson for \$3803.33. He had paid \$1213.60 in full of the debt due to the Clerk & Master and costs and commissions. He had paid the remainder in full with receipts from other debtors in full of their respective debts, having paid and discharged their respective debts.

November 7, 1877, County Court: Dr. R. [Robert] J. Turner, guardian for S. H. Miller, minor heir, made a settlement.

November 11, 1879, Chancery Court: Sarah Brashear vs Charles Miller & others. On July 25, 1871, Charles Miller had conveyed to his brother, S. H. Miller (deceased), testator of defendant, J. W. Sparks, a house and lot in Murfreesboro and also his interest in his father's estate by deed. On June 11, 1873, S. H. Miller (deceased) had conveyed the same to Mrs. N. [Narcissa] C. (Bradford) Miller. The complainant had attacked these conveyances as voluntary and fraudulent and sought to subject the house and lot and the interest of Charles Miller in his father's estate to the payment of debts that had become due March 1, 1874 for three years board for Charles Miller and his family for \$2400 and another note for \$570 had been due on February 2, 1875. The court had ruled that the conveyances were void due to the lack of consideration and that the house and lot were to be sold and proceeds used to discharge the debts of Charles Miller. The court had rendered a judgment against Charles Miller for \$3153.59.

Undated, 1880, Chancery Court: Ira D. Miller et al. vs Charles Miller et al. J. W. Sparks testified in a deposition that he had found notes on Charles Miller amounting to over \$5000. As a result, Charles Miller had conveyed to S. H. Miller, the Bivins place and his interest in his father's estate. Mr. Sparks had suggested to S. H. Miller that the conveyances might not stand as he had paid nothing for them and the creditors of Charles Miller would undo them. S. H. Miller had replied that Charley's buggy was about to be sold and he [S. H. Miller] was going to fix Charley's property so he could not spend it. He said he intended to pay off Charley's debts and charge him with that amount as coming from his father's estate. He did not intend to let Charley suffer but did not intend to let him spend and waste his money while he was drinking. If Charley quit drinking and frolicking, he could recover his property.

January 10, 1880, March 9, 1881, County Court: W. E. Baskett, guardian of Electra A. Miller, tendered his resignation that had been accepted and M. [Dr. Medicus] Ransom had been appointed her guardian.

February 3, 1880, County Court: An inventory of the assets that came into the hands of M. [Dr. Medicus] Ransom, guardian of E. [Electra] Allie Miller, a minor child of S. H. Miller (deceased), was presented to the court. He reported that he had loaned out \$2396.30 of the \$4510.68 he had received as guardian. He had been having a difficult time loaning out the remaining money safely and requested that he be relieved of the necessity of accounting for interest on the money he was unable to loan out.

April term, 1880, Chancery Court: The court clerk had sold on January 3, 1880, the following tracts of land to wit: 112 acres that had been purchased by Ira D. Miller for \$841.31; 99 acres that had been purchased by John W. Walker for \$502.44; 64 acres that had been purchased by Lizzie [Miller] Jones for \$512.00.

823. No entry for this number

824. No entry for this number

825. No entry for this number

826. Miller, William J. Died before October 3, 1866, intestate. [Cont'd from Vol. III].

Note: Widow: Permintine A. R. [Gordon] Miller

December 10, 1875, December 10, 1876, County Court: John H. Gordon, guardian for William J. Miller [Jr.], a minor child of William J. Miller (deceased), made a settlement with the court.

March 7, 1877, County Court: John H. Gordon petitioned the court for permission to resign as guardian of William J. Miller and the court agreed. He had made a settlement with the court. His ward had appeared in court and had selected C. [Charles] A. Gordon as his future guardian.

March 4, 1878, April 5, 1880, March 12, 1881, County Court: Charles A. Gordon, guardian for W. J. Miller, minor heir of W. J. Miller (deceased), made a settlement with the court. On the later date, the ward had a balance of \$1015.20.

April 20, 1880, Chancery Court: J. D. Nichol & wife, P. [Permintine] A. [Gordon - Miller] Nichol et al vs W. J. Miller et al. W. J. Miller, a minor, was born in November 1866. He and his mother had owned lots in the vicinity of Christiana, one with improvements that was valued at \$450 and an unimproved lot that was valued at \$50. The court had approved an exchange of the lots for a 51 acre farm with a small dwelling, outhouse, barn and good fencing. They would be able to make a living on the farm but not on the lots. The intestate's widow had married J. D. Nichol. Title was vested in W. J. Miller and his mother in proportion to their ownership of the lots.

Rutherford Co., TN Marriage records: William J. Miller married Permintine Gordon on November 10, 1865.

827. Mitchell, Addison Died before July 8, 1865, intestate. [Cont'd from Vol. III].

Note: Widow: Mary Ann [Hodge] Mitchell, married next, Joseph Lindsey. Children: William Mitchell, Samuel H. Mitchell, Bettie C. Mitchell

February 10, 1876, County Court: William Mitchell, guardian for Bettie Mitchell, a minor heir of Addison Mitchell (deceased), made a settlement with the court. The ward had been boarding with D. M. Donnell.

828. Mitchell, Sallie [Mitchell] (colored) vs Zack Mitchell – Divorce

April 25, 1871, Chancery Court: Husband had committed adultery with Fanny Harris. He had abandoned his wife, moved out of state and continued to live with her [Fanny Harris]. The court issued a decree of divorce and awarded custody of the children to the mother.

Rutherford Co., TN Marriage records: Zacheriah Mitchell (colored) married Sally Mitchell (colored) on September 2, 1865.

- 829. Mitchell, William, Sr. Died January 27, 1850, intestate [Cont'd from Vol. II].
Mitchell, William, Jr. Died before January 4, 1847, intestate. [Cont'd from Vols. I & II].**

March 11, 1856, Circuit Court Enrollment Book, pg. 31: On January 27, 1844, William Mitchell, Sr. (deceased) had conveyed to William Mitchell, Jr., as trustee, certain slaves to be held by him for the use and maintenance of Parthenia [Mitchell] Shepard, wife of Robert P. Shepard [and daughter of William Mitchell, Sr.]. William Mitchell, Sr. had reserved the use of the Negroes conveyed for his life except one named Hannah. William Mitchell, Jr. had died and Addison Mitchell had been appointed trustee on this date. He petitioned for a court order to sell the slave, Hannah, as she was unruly and often ran off. The court agreed and the slave was sold on April 7, 1856.

- 830. Malony, Micheal Died October 1849, unknown.**

Rutherford Co. TN US Census Mortality Schedules: Micheal Malony, 45, born in Ireland, died October 1849 suddenly.

- 831. Moon, William (colored) Apprentice.**

April 6, 1875, County Court: Eliza Moon prayed the court to bind to her after the manner of apprentice a colored boy, William Moon by name and eight years old, which request was granted and she gave \$250 bond.

- 832. Moore, David (colored) Died before March 3, 1874, intestate.**

March 3, 1874, County Court: The court noted that David Moore (colored) had been dead for more than six months and no person had applied for letters of administration. The court ordered the Public Administrator to take custody of the estate.

August 6, 1876, County Court: The Public Administrator presented an inventory of the estate, a list of items sold at auction and made an estate settlement with the court.

Rutherford Co., TN Marriage records: David Moore (colored) married Amanda Whiteier (colored) on August 19, 1865.

- 833. Moore, John E. Died before May 26, 1866, intestate. [Cont'd from Vol. III].**

Note: He was the son of Warren & Clarissa "Clarry" [Babb] Moore. (see below). Widow: Martha A. [Overall] Moore Children: W. A. [Abram] Moore, Susan C. Moore

March 3, 1875, December 10, 1880, March 12, 1881, County Court: John W. F. Overall, guardian for W. A. [Abram] Moore and Susan E. Moore, minor children of John E. Moore (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: John E. Moore married Martha Ann Overall on March 9, 1859.

1870 Rutherford Co., TN Census, Dist. 17 [Trimbels]: Martha Moore, 41; Abram Moore, 10; Susan Moore, 8; Clarrey Moore (f), 75 NC; ? Overall (m), 22.

- 834. Moore, Martha Ann [Overall] Died before April 6, 1874, intestate.**

Note: Widow of John E. Moore - see above.

April 6, 1874, County Court: The court noted the death of Martha Ann [Overall] Moore and appointed P. N. Overall as administrator.

October 7, 1880, County Court: An inventory and a listing of personal items sold at auction were presented to the court. P. N. Overall, administrator of the intestate, made an estate settlement with the court. There had been an outstanding debt of \$400.32 against the estate that had not been paid due to lack of funds. The creditor had agreed to wait for payment until sufficient rent money had been collected to pay the note.

1850 Rutherford Co., TN Census, Trimbels Dist.: Abraham Overall, 53, Methodist Preacher; Susan Overall, 50; Martha Overall, 20; Priscilla Overall (male), 19; John W. F. Overall, 17; Mary E. J. Overall, 10; Nancy R. Overall, 7; Elizabeth S. Overall, 15.

835. Moore, Warren Died before December 7, 1868, intestate. [Cont'd from Vol. III].

March 5, 1877, County Court and Enrolled Cases #2. pg. 394: Martha A. [Moore] Baird & Matthew Pitts vs J. W. A. [Abram] Moore and Susan C. Moore, minor children of John E. Moore (deceased) and John W. F. Overall, guardian. The deceased had left a widow, Mrs. Clarissa M. [Babb – Moore] Baird, who had since died. He also left surviving Martha A. [Moore] Baird, his only daughter, who by law was entitled to a share of her deceased father's real estate. B. [Benjamin] W. Moore, son, was entitled to one share but it had been attached and sold to John Baird for debts who had sold it to Matthew Pitts. John E. Moore [see Vol. III & above], son, had died intestate before his father leaving John W. A. [Abram] Moore and Susan C. Moore, his only children and heirs at law who had received the remaining one share of the deceased's land. The deceased had owned two tracts of land totaling 286 acres. Martha A. [Moore] Baird and Matthew Pitts were of age and desired their shares set apart. Commissioners were appointed to make the partition.

May 7, 1877, County Court: Martha A. [Moore] Baird & Matthew Pitts vs John W. A. [Abram] Moore, Susan C. Moore and John W. F. Overall, guardian. The shares of the real estate went to: Mrs. Martha A. [Moore] Baird, daughter, one share; Matthew Pitts, had purchased one share from B. [Benjamin] W. Moore, son; John W. A. [Abram] Moore, Susan C. Moore, minors and children of John E. Moore (deceased), son of the intestate, one share. Martha A. [Moore] Baird had received 62 acres and 32 acres of cedar land. John W. A. [Abram] Moore and Susan C. Moore had received jointly 67 acres and 34 acres of cedar land. Matthew Pitts had received 58 acres and 33 acres of cedar land.

836. Moore, William A. Died before January 4, 1871, intestate.

Note: He was the son of James A. Moore, Sr., who died about 1852 (see Vol. II & III). James A. Moore, Jr. was the brother of William A. Moore.

CORRECTION: It was reported in Vol. III #685, that James A. Moore, Jr. had died, which is incorrect. The report is for James A. Moore, Sr.

January 4, 1871, County Court: The court noted the death of William A. Moore [Jr.] and appointed James A. Moore [Jr.] as administrator.

March 9, 1876, County Court: J. [James] A. Moore [Jr.], administrator of the estate, made an estate settlement with the court. There was a balance due the estate of \$2345.77.

837. Morgan, Mrs. Fanny Died before February 2, 1874, intestate.

Note: She was the widow of Rolly [Raleigh] Morgan, who died ca 1861 (see Vol. II)

February 2, 1874, County Court: The court noted the death of Mrs. Fannie Morgan and appointed H. [Henry] H. Norman as administrator of her estate. He posted a bond for \$5000 with E. A. C. Norman and J. B. Pinkard as securities.

Rutherford Co., TN Marriage records: Ephraim A. C. Norman married Frances M. Hudson on April 12, 1838 in Rutherford County.

1850 Rutherford Co., TN Census, Fosterville Dist.: Ralleigh Morgan, 64 VA; Fanny Morgan, 49 KY; Benjamin Tilson, 25 carpenter; George Hemphill, 22 carpenter; John Lawrence, 32 KY carpenter; Martha A. Rogers, 18; Fanny Leatherman, 7

1860 Rutherford Co., TN Census, Fosterville Dist.: Rolly Morgan, 76 VA; Fanny Morgan, 60 KY

1850 Rutherford Co., TN Census, Barfield Dist: E. A. C. Norman, 37; Frances M. Norman, 29; Henry H. Norman, 12; Robert L. Norman, 10; Alfred P. Norman, 8; Rolly M. Norman, 5.

1870 Rutherford Co., TN Census, Dist. 11 (Barfield): Eph Norman, 56; Frances Norman, 45; Robert Norman, 24 Miller; Rolla Norman, 22 Merchant; Fanny Morgan, 60 KY boarding; M. L. Alexander (m), 54 boarding.

838. Morgan, Simpson H. Died December 4, 1864, testate. [Cont'd from Vol. III].

Will dated October 20, 1859. Three undated codicils. Will probated in Red River County, Texas. February 26, 1866.

After payment of his debts, all his property was to go to his wife except four sections of land that his wife was to convey to the children of his brother William [Morgan]. He also willed his land in Tennessee to William's children. The testator's wife was to have sole management of the estate. The testator stipulated that if any of his brothers or sisters or their children were in need of a homestead, his wife was to furnish it to them if possible and she was to give them anything she thought proper as a keepsake.

Codicil #1: The testator reserved three acres of land including the graves of his grandfather and grandmother Simpson and Mary

Harris. Codicil #2: The testator willed all his land in Tennessee to the children of his brother, William [Morgan]. Codicil #3: dated April 2, 1864: The testator changed his will so as to give each of William's children 320 acres vice 640 acres. He left it up to his wife to designate the land.

April 16, 1861, Deed of Trust: For \$5 paid by Benjamin Fugett and other considerations, William Morgan had conveyed to Benjamin Fugitt a tract of land containing 63 acres that he had purchased from Devereaux Jarratt and his one-third interest in a tract of land he jointly owned with Simpson H. Morgan and John H. Morgan containing 274 acres. He also had conveyed title to a 58-year old slave named Joe, numerous livestock and farming utensils. The deed had been made in trust because he owed Devereaux Jarratt about \$2030 on three notes, one already past due and the remaining two due in one and two years. He also was in debt for several other notes and judgments. The deed of trust authorized Benjamin Fugitt to sell the land and use the proceeds to first pay Devereaux Jarrett for the purchase money and the surplus was to be applied against the remaining debts. October 20, 1868, County Court: Benjamin Fugitt; William Barton & wife, Hattie [Clark], citizens of Cannon Co.; Samuel D. Morgan, Susan F. Morgan; Harriet Morgan; Emma Morgan; John Morgan; Jesse Morgan; Richard Morgan, all of Rutherford Co. and the last five were minors without guardian and sued by their father and next friend, William Morgan vs J. [John] H. Morgan, executor of Laura A. Morgan (deceased) and administrator with the will annexed of Simpson H. Morgan (deceased), who was a permanent resident of Red River County, Texas, but was in the jurisdiction of the court and against Simpson Morgan, William Morgan and Emma Morgan, citizens of Red River County, Texas, and minors under guardianship of J. [John] H. Morgan. In 1860, William Morgan had conveyed to Benjamin Fugitt a considerable amount of personal property and his undivided one-third interest in a tract of land that William Morgan lived on. The conveyance had been made in trust to guarantee the payment of certain debts. Benjamin Fugitt had sold the property and had paid off the debts except for about \$50 due to two people and \$600 due to Benjamin Fugitt as guardian of Hattie Clark who married William Barton. Benjamin Fugitt had sold the one-third interest in the land on November 1, 1860, to S. [Simpson] H Morgan who through his agent had bid \$500. S. [Simpson] H. Morgan, resident of Texas, had sent a blank note with instructions to fill in the appropriate information. He later had given instructions to make the note for \$620 so as to pay a debt due Hattie [Clark] Barton. The note had been given to William Barton as part of the settlement of the guardianship account on his wife. No payment had ever been made on the note. S. [Simpson] H. Morgan had purchased the one-third interest with the avowed purpose of securing title to the complainants, the children of William Morgan, brother of Simpson H. Morgan (deceased). Simpson H. Morgan had died on December 4, 1864, testate. The testator's will had been probated in Red River County, Texas, where he lived. The testator had devised to the complainants his lands in Tennessee to include the one-third interest the testator had owned in common with his father, William Morgan, and Dr. J. [John] H. Morgan. Laura A. Morgan, widow, was the executrix of her husband's will but died before the estate had been completely settled. She left a will that appointed Dr. J. [John] H. Morgan as testamentary guardian for Simpson, William and Emma Morgan, surviving children of Simpson Morgan (deceased).

May 4, 1874, County Court: William Barton vs Samuel D. Morgan and Emma Morgan, John Morgan, Jesse Morgan and Richard Morgan, minors under age twenty-one. The court appointed a guardian ad litem and ordered that publication be made for Samuel D. Morgan who was a non-resident of Tennessee.

December 7, 1874, County Court: William Barton vs Samuel D. Morgan & others. Samuel D. Morgan had failed to respond to the summons and the court had ruled that William Barton was entitled to one-third of the real estate.

May 5, 1875, County Court: William Barton vs Samuel D. Morgan & others. Commissioners reported they had found the tract to contain 263 acres and had set apart 110 acres for William Barton. Title was divested from the defendants and vested in William Barton of Cannon Co. Title to the remainder of the tract was divested from William Barton.

November 30, 1875, County Court: The sheriff had been directed to summon Alex Patterson and wife, Susan F. [Morgan] Patterson; Harriet Morgan; F. [Franklin] Bramlet and wife, Emma [Morgan] Bramlet; John Morgan, Jesse Morgan and Richard Morgan on the first Monday in January 1876.

February 10, 1876, County Court: William Barton vs Alexander Patterson and wife, Susan F. [Morgan]; Harriett Morgan; Emma [Morgan] Bramlett, wife of Franklin Bramlett. John Morgan, Jesse Morgan and Cary Morgan were minors without guardian and a guardian ad litem was appointed.

March 7, 1876, County Court: William Barton & others vs Alexander Patterson and wife & others. William Barton was entitled to one-third of a tract of land containing 270 acres. The court appointed commissioners to set apart for Mr. Barton his share of the land. This one-third interest had previously been owned by Jack Morgan.

April 4, 1876, County Court: William Barton & others vs Alexander Patterson and wife & others. The commissioners that had been appointed to partition the land had failed to act and were dismissed. New commissioners were appointed.

May 1, 1876, County Court: William Barton & others vs Alexander Patterson and wife & others. Commissioners reported the partitions of the land as follows: S. [Samuel] D. Morgan had received 110 acres; William Barton had received 95 acres; and the heirs of W. [William] Morgan to wit: John Morgan, Jesse Morgan and Cary Morgan, had received 68 $\frac{3}{4}$ acres including the mansion house.

22 Aug 1860 Red River Co., TX Census: S. H. Morgan, 38 TN, Attorney at Law; Laura A. Morgan, 19 TN; Baby Morgan, 1 month; & 2 others unrelated.

839. Morton, Ann Eliza [Hicks] Died October 24, 1878, intestate.

Note: Widow of James W. Morton who died before April 6, 1868 (see below and Vol. III); and daughter of John B. and Elizabeth (Marable) Hicks (see Vol. III and above).

November 4, 1878, County Court: The court noted the death of Ann E. [Hicks] Morton and appointed S. [Sterling] B. Boring as administrator.

January 9, 1879, County Court: The administrator presented the court a list of the personal property sold at auction.

November 22, 1879, Chancery Court: H. [Henry] T. Prater & wife [Mary E. Hicks] Prater & others vs H. H. [Henry Hart] Hicks & others. Mrs. Eliza [Hicks] Morton, a defendant to this cause, had died intestate and the suit had been revived against S. [Sterling] B. Boring as administrator of the estate.

March 10, 1881, Chancery Court Enrolled Cases #11, pg. 177: S. [Sterling] B. Boring, administrator of Mrs. A. E. Morton (deceased) vs H. H. Hicks; Benjamin Hicks and wife, Lula [Hicks] Hicks, all of Rutherford Co.; Walter Sutton and wife, Bettie [Hicks] Sutton of Bedford Co.; Henry Hicks of Wilson County. Ann Eliza [Hicks] Morton was the daughter of John B. Hicks (deceased) and had been entitled to one-seventh share of his estate. The Clerk & Master had been directed to sell the land of John B. Hicks (deceased) as well as some land that had belong to his heirs that had been devised to them from the estate of Benjamin Marable (deceased). The complainant contended that the commissioner had received \$20,542 for distribution among the heirs of the estate of John B. Hicks (deceased). He also averred that the defendants above had received more than their share of the money. The complainant's intestate had only received \$2300, \$634.70 less than a distributive share. He listed the excess money that each defendant had received and called upon them to make good in proportion to the excess they had received. If they refused, he prayed the court for a decree to compel them to make all distributions equal.

May 16, 1881, County Court: S. B. Boring, administrator of the estate, made a settlement with the court.

Rutherford Co., TN Marriage records: James W. Morton married Ann E. Hicks on January 21, 1848.

Morton Cemetery, Morton Rd., Smyrna: James W. Morton, 1 Feb 1811 - 11 ?; & wife, Anna Eliza Morton, ? Nov 1828 - 24 Nov 1878.

840. Morton, James W. Died before April 6, 1868, intestate. [Cont'd from Vol. III].

Note: Widow: Ann Eliza [Hicks] Morton (see above); and son of James Morton (died 1843 - see Vols. I & II), & wife, Nancy [Newsom] Morton.

November 7, 1870, County Court: The intestate owned three tracts of land at his death, the home place contained about 300 acres, a second contained over 200 acres, and the third tract contained just over 10 acres.

August 4, 1875, County Court: The Public Guardian, guardian for Mary A. Morton, Kate W. Morton, James Morton and Eliza Morton, minor heirs of James W. Morton (deceased), made a settlement with the court. Each one of the children had received land rent from Mrs. Ann E. [Hicks] Morton and they had been paying clothing and board to her.

February 6, 1877, County Court and Enrolled Cases #2, pg. 555: Thomas R. Batey & wife, Mary [Morton] Batey, Augusta Morton, all of Rutherford Co. vs Kate Morton & others. The deceased had left surviving him, his widow, [Ann] Eliza [Hicks] Morton, and the following children to wit: Augusta Morton; Bettie [Morton] Holloway, wife of John Holloway of Davidson Co.; Tennessee "Tennie" [Morton] McLaughlin, wife of A. E. McLaughlin of Davidson Co. and Mary [Morton] Batey, wife of Thomas R. Batey; and three minor children to wit: Kate Morton, James W. Morton [Jr.] and Eliza Morton. The deceased had owned the following tracts of land: The home tract consisting of 200 acres and the Bald Knob tract that contained an undetermined number of acres. Thomas R. Batey and wife were interested in having their one-seventh share of the land, not included in the dower, set apart for them. The court appointed commissioners to make the partition.

June 4, 1877, County Court: Mary [Morton] Batey vs Kate Morton & others. The commissioners reported they had set apart to Thomas R. Batey and wife, Mary [Morton] Batey, their share of the real estate of James W. Morton (deceased) not including dower previously set apart to Mrs. [Ann] Eliza [Hicks] Morton, the deceased's widow. They had received just over 39 acres. The court divested title to the tract from Augusta Morton; John Holloway and wife, Bettie [Morton]; A. E. McLaughlin and wife, Tennie [Morton]; Kate Morton; James W. Morton Jr. and Eliza Morton.

April 25, 1879, Chancery Court: Thomas R. Batey & wife, Mary A. [Morton] Batey & others vs H. [Henry] H. Norman & others. The

court had referred the matter to the Clerk & Master to take proof and report whether all the heirs of James W. Martin and Mrs. [Ann] Eliza [Hicks] Martin (deceased) were properly before the court and what lands the deceased had owned at their death. July 4, 1879, Chancery Court: Thomas R. Batey and wife, Mary A. [Morton] Batey and Augusta Morton; John Holloway and wife, Bettie [Morton] Holloway; A. E. McLaughlin and wife, Tennessee [Morton] McLaughlin vs H. [Henry] H. Norman, guardian of Kate Morton; James W. Morton and Eliza Morton, minor heirs of James W. Morton (deceased). [Ann] Eliza [Hicks] Morton, widow of James W. Morton had died. This case was to determine if sufficient land could be assigned to Mary A. [Morton] Batey from her father's land adjacent to the share she had received of her father's land to compensate her for her share of her mother's dower. The court had decreed it would be to her advantage if this were carried out. The court assigned commissioners to set apart to her sufficient land adjoining what she already held to compensate her for her interest in her mother's dower, a small cedar tract and lands that her mother owned. The remaining land was to be divided into six equal shares to be assigned to the heirs of James W. and Eliza Morton (deceased).

October 20, 1879, Chancery Court: Thomas R. Batey and wife vs H. [Henry] H. Norman & others. James W. Morton and his wife, [Ann] Eliza [Hicks] Morton, had both died and it was necessary to divide their separate estates. The heirs had been identified as Mary A. [Morton] Batey, Bettie [Morton] Holloway, Tinnie [Morton] McLaughlin, Augusta Morton, Kate Morton, Eliza Morton and James W. Morton. Commissioners had set aside to Mary A. [Morton] Batey 39 acres adjacent to her land per court order. She also had received 81 acres as her share in all the remainder of her father's estate and her mother's estate. Bettie [Morton] Holloway had received 23 acres and over 19 acres of woodland. Augusta Morton had received two tracts of land totaling 45 acres and two tracts of woodland totaling 12 acres. James W. Morton [Jr.] received the house lot containing 14 acres. Mrs. Tinnie [Morton] McLaughlin had received 64¾ acres. Eliza Morton had received over 74 acres. Kate Morton had received 172 acres.

March 12, 1881, County Court: The Public Guardian for Mary A. Morton, a minor child of J. [James] W. Morton (deceased), presented a settlement that was originally made in 1877 but never brought before the court. The Public Guardian, guardian for Kate W. Morton, James Morton and Eliza Morton, minor heirs of J. W. Morton (deceased), made a settlement with the court.

October 3, 1881, County Court: J. [James] W. Morton and Ann E. Morton, minors by next friend John Holloway vs ex parte petition for transfer of guardianship. A. E. McLaughlin had been appointed their guardian in Davidson Co. and had given bond for \$5000 with Augusta Morton and R. F. Powers as his securities. James W. Morton and Ann E. [Eliza] Morton were described as orphans.

October 8, 1881, Chancery Court Enrolled Cases #11, pg. 338: Kate Morton, J. [James] W. Morton and Eliza Morton, the last two were minors vs H. [Henry] H. Norman & others. H. [Henry] H. Norman had qualified as public guardian of the three complainants on May 1, 1871. He had managed the estate of Kate Morton until she had become of age eighteen months previous. He had acted as guardian for J. [James] W. and A. E. [Eliza] Morton until he had been removed by the County Court on May 11, 1881. A. E. McLaughlin had been appointed their guardian by the County Court of Davidson Co. and H. [Henry] H. Norman had been ordered to turn over all of the ward's assets. H. [Henry] H. Norman had made a settlement with the court on March 4, 1881 showing he owed Kate Morton \$796.00; J. W. Morton \$911.61 and A. E. Morton \$986.09. This money had come to the complainants from their father, a grandmother and an uncle. H. [Henry] H. Norman had loaned out the money at 10% interest. Most of the defendants owed Mr. Norman for these loans. A. E. McLaughlin would not accept the notes as assets of his wards as Mr. Norman had not required proper security for the loans and some of the loan recipients had become insolvent. The complainants prayed for an accounting of all the money that H. [Henry] H. Norman had received and that parties indebted to H. [Henry] H. Norman be enjoined from paying Mr. Norman any further money until case had been heard.

Rutherford Co., TN Marriage records: Thomas R. Batey married Mary Morton on January 12, 1876. John D. Holloway married L. E. Morton on February 26, 1874. A. E. McLaughlin married Annie T. Morton on March 4, 1869.

841. Morton, John (colored) Died June 1859, unknown.

Rutherford Co. TN US Census Mortality Schedules: John Morton (colored - slave), 22, died June 1859 of scrofula.

842. Morton, Joseph Died before October 3, 1870, intestate.

Note: Probably son of Solomon G. (died 1859 - see Vol. II & III) and Sarah H. [Green] Morton.

October 3, 1870, County Court: Thomas C. Black was appointed guardian for Miss Fannie Morton, minor child of Joseph Morton (deceased).

June 9, 1873, County Court: Dr. Thomas C. Black, guardian for Miss Fannie Morton, a minor child of Joseph Morton (deceased), and heir at law of Nancy & G. W. B. Morton (deceased), made a settlement with the court.

August 4, 1873, County Court: Dr. T. C. Black renewed his bond as guardian for Miss Fannie Morton, a minor child of Joseph Morton (deceased).

Tennessee Marriages 1780-2002: Joseph E. S. Morton married Fanny King on December 2, 1868 in Williamson Co.

1850 Davidson Co., TN Census: Solomon G. Morton, 47; Sarah H. Morton, 41; John Morton 18; Joseph E. S. S. H. Morton, 2; John Morton, 73 Preacher.

1860 Rutherford Co., TN Census, Bushnells Creek Dist.: S. H. Morton (f), 52; J. H. Morton (m), 29 M. D. (medical doctor); Mary Morton, 28; Joseph Morton, 12; Wilson McLeall, 18.

843. Morton, Samuel Died January 1851, testate. [Cont'd from Vol. II].

Correction: Samuel Morton died in January 1851 instead of 1850.

December 1, 1851, County Court: William Whitset, executor of Samuel Morton (deceased), Jane [Kidd] Morton, widow, and Sarah Morton. Petition for partition. The testator had left 15½ acres to be partitioned between the widow and Sarah N. Morton. The widow's share was for her lifetime and the remainder was to go to Thomas K. Morton.

1850 Williamson Co., TN Census, Dist. 19: Samuel Morton, 70 VA; M. J. Morton (f), 54 VA; J. S. Morton (m), 17; S. A. Morton (f), 15; G. W. Morton (m), 14; T. K. Morton (m), 10.

844. Moseley, John W. Died before July 4, 1870, intestate.

Confederate Circle, Evergreen Cemetery, Murfreesboro: [among known Confederate veterans buried here - John W. Moseley]

July 4, 1870, County Court: The court noted the death of John W. Mosely and Bell [Byers] Mosely, widow, was appointed administratrix of the estate.

August 9, 1870, County Court: Bell [Byers] Mosley, administratrix of the deceased, submitted a listing of the personal estate of the deceased that consisted entirely of notes and accounts due.

September 5, 1870, County Court: Commissioners had been appointed to set apart provisions for one year for Bell [Byers] Mosely and her child.

May 6, 1874, County Court: Bell [Byers] Mosely, administratrix of the deceased's estate, made a settlement with the court. The widow had received \$200 in the settlement for provisions for one year.

Rutherford Co., TN Marriage records: John W. Mosely married [Isabell] Bell Byers on July 28, 1868.

4 August 1870 Rutherford Co., TN Census, Murfreesboro, Ward 3: M. S. Byers (m), 56 R. R. Man; Fredonia Byers, 52; William Byers, 23 R. R. Man; Belle Mosley, 19; Minerva Mosley, 1; Charles Byers, 15; Sarah Byers, 82 NC.

845. Mosely, William vs Nancy Ann [Hinson] Mosely – Divorce

October 2, 1871, Circuit Court: The couple had been married in Williamson County in the part which later became part of Rutherford County in January 1867. The petitioner had been eighteen at the time of the marriage and the defendant was a widow whose first husband had died in the war. The defendant had given birth to a full term child about five months after the marriage and the petitioner charged that the child was not his. As soon as his wife had completed her confinement, the petitioner had left his wife and they had lived apart ever since. He requested that the bonds of matrimony be dissolved.

October 26, 1871, Circuit Court: The court issued a decree of divorce.

Tennessee State Marriages, 1780-2002: William Mosely married Nancy A. Hinson on January 2, 1868 in Williamson County.

846. Mullins, Mrs. Eliza Died February 1850, unknown.

Rutherford Co. TN US Census Mortality Schedules: Eliza Mullins, 28, married, died February 1850 of unknown causes.

Note: Eliza J. Griffin married John Mullins on January 8, 1840. She was said to have died before 1851.

847. Mullins, Lemuel R. Died before May 6, 1873, intestate.

May 6, 1873, County Court: The court noted the death of L. [Lemuel] R. Mullins and appointed J. V. [Jesse Vincent] Mullins as administrator of the estate. Commissioners were appointed to allot and set apart provisions for one year for Catharine Mullins, widow of L. R. Mullins (deceased).

February 4, 1874, County Court: An inventory and the sale list of the property of L. R. Mullins (deceased) was presented in court and accepted to be recorded.

March 9, 1876, County Court: J. V. Mullins, administrator of the estate, made a final estate settlement with the court. There was a balance due the estate of \$1116.35.

1850 Rutherford Co., TN Census, Gambrill's Dist.: Lemuel R. Mullins, 44 VA; Catharine Mullins, 42; A. Elizabeth Mullins, 19; J. Vinson Mullins, 18; Susan C. Mullins, 17; Margaret J. Mullins, 15; Louisa A. Mullins, 13; James K. P. Mullins, 11; Richard Mullins, 7; Martin H. Mullins, 3; Lemuel P. Mullins, 5 months.

1870 Rutherford Co., TN Census, Dist. 3 (Gambrill's Dist): L. R. Mullins, 67 VA; Catherine Mullins, 63; Louisa Mullins, 33 AL; William Mullins, ?.

848. Mullins, Tom (colored) Died March 13, 1873, intestate.

July 7, 1873, County Court: The commissioners of the Poor House reported that Tom Mullins (colored) died on March 13, 1873.

849. Murphey, Wayne W. Died in February 1848, intestate. [Cont'd from Vols. I & II].

July 16, 1849, Circuit Court Enrollment Book, pg. 10: John Murphey, administrator of W. [Wayne] W. Murphey (deceased) petitioned to sell slaves. W. [Wayne] W. Murphey had died in February 1848. His estate owed about \$3000 and the administrator sought to sell the three slaves to pay the debts. The court decreed the slaves were to be sold.

850. Murphree, Jemima (colored) Died February 1860, unknown.

Rutherford Co. TN US Census Mortality Schedules: Jemima Murphree (colored - slave), 70, born in NC, died February 1860 of rheumatism.

851. Murphy, Adelaide Died about 1874 in Tipton County.

Enrolled Cases #3, pg. 510: Adelaide Murphy had died in Tipton County. John W. Murphy was appointed as administrator.

852. Murphy, Elizabeth [Covington - Maxwell] Died before October 7, 1872, intestate.

Note: Widow of Miles P. Murphy (died ca 1854 - see Vol. II). Elizabeth had been the widow of John Maxwell and the daughter of John Covington and his 1st wife. John Covington died 1847 - see Vol. I & II).

October 7, 1872, County Court: The court noted the death of Elizabeth [Covington - Maxwell] Murphy and appointed John A. Maxwell and G. [Granville] C. Ray as administrators of the estate.

November 2, 1872, County Court: John A. Maxwell and G. [Granville] C. Wray, administrators, submitted an inventory of the estate and an extensive list of property that had been sold at auction.

December 8, 1874, County Court: G. [Granville] C. Ray and John A. Maxwell, administrators of Elizabeth Murphy (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: John Maxwell married Elizabeth Covington on June 21, 1818. Miles P. Murfree married Elizabeth Maxwell on November 6, 1829. G. [Granville] C. Wray married Julie Ann Murphy on August 28, 1858.

1850 Rutherford Co., TN Census, Murphy Dist.: M. P. Murphy, 62 NC; Elizabeth Murphy, 50; James P. Murphy, 19; Sarah E. Murphy, 18; M. P. Murphy, Jr., 16; Susan E. Murphy, 14; Julia A. Murphy, 12; Joseph E. Murphy, 9.

853. Murphy, James P. Died before December 1872, intestate.

Note: Son of Miles P. & Elizabeth (Covington - Maxwell) Murphy (see above)

May 5, 1873, County Court: The court noted the death of James P. Murphy and reported he had died more than six months previous and no person had applied to serve as administrator. The court ordered the Public Administrator of Rutherford County to take charge and administer the estate according to law.

July 7, 1875, County Court: The Public Administrator made a final estate settlement with the court.

Rutherford Co., TN Marriage records: James P. Murphy married Mary E. L. Wood on August 9, 1855.

854. Murphy, John Died before February 7, 1870, intestate.

Note: Probably the son of Ezekiel Murphy, who died ca 1850 (see Vol. II) and his 1st wife.

February 7, 1870, County Court: The court noted the death of John Murphy and R. [Roger] D. Snell was appointed administrator of the estate.

March 14, 1870, Circuit Court Enrolled Cases #1, pg. 177: Rodger Snell, administrator, and Elizabeth [Parrish] Murphy, widow of the deceased vs J. K. P. Murphy; George M. Murphy; W. [Wayne] W. Murphy; S. V. Murphy, a minor; J. K. P. Windrow, a minor son of Martha C. [Murphy] Windrow, daughter of the intestate and wife of J. N. Windrow. R. [Roger] D. Snell testified that while he had been administrator of the deceased no assets had come into his hands and there were about \$190 in debts outstanding. He testified also that it was necessary to sell enough land to pay the debts but then the remainder of the land would not be susceptible to partition and recommended that all the land be sold with proceeds used to pay the debts, provide the widow with compensation for her dower and the remainder if any divided among those entitled. Elizabeth [Parrish] Murphy was the widow of the intestate and J. K. P. Murphy, George M. Murphy, W. [Wayne] W. Murphy, and S. V. Murphy were the only heirs at law of the intestate. At his death the intestate had owned 40 acres of cedar land and the undivided one-fifth in the dower of Louisa [Parrish - Jones] Murphy [widow of Ezekiel Murphy]. The petitioners prayed for a decree to sell the land and the widow would take her dower from the proceeds.

November 1, 1871, Chancery Court: R. [Roger] D. Snell, administrator, et al vs J. K. P. Murphy et al. The Clerk & Master had sold on June 21, 1871, the one-fifth interest in the dower of Louisa [Parrish - Jones] Murphy for \$25 and a 65 acre tract of cedar land for \$470.45. Based on testimony that the widow was sixty-five years old and in poor health, the court decided that she was entitled to \$75 in compensation for her dower.

October 31, 1872, Chancery Court: R. [Roger] D. Snell, administrator, et al vs J. K. P. Murphy et al. The court ordered the Clerk & Master to turn over the proceeds from the sale of land to the administrator for payment of debts.

July 8, 1873, County Court: A final settlement made with R. [Roger] D. Snell, administrator of John Murphy (deceased), was presented in court and was ordered to be recorded.

July 23, 1874, Circuit Court: R. [Roger] D. Snell, administrator of John Murphy (deceased) vs Louisa P. [Parrish - Jones] Murphy. The plaintiff moved to condemn the defendant's undivided interest in a certain tract of land to pay a debt by note of less than \$500.

Rutherford Co., TN Marriage records: John Murphy married Elizabeth R. Parrish on December 29, 1839. Ezekiel Murphey married Mrs. Louisa Jones on December 27, 1835. J. N. Windrow married M. C. Murphey on August 16, 1860.

1850 Rutherford Co., TN Census, Fosterville Dist.: John Murphey, 50 NC; Elizabeth Murphey, 34 VA; James Murphey, 10; George Murphey, 8; Martha Murphey, 6; William Murphey, 1.

1860 Rutherford Co., TN Census: J. Murphy, 60 NC; E. Murphy (f), 46 VA; George Murphy, 18; M. C. Murphy (f), 16; W. Murphy (m), 11; S. Murphy (f), 8; C. Murphy (f), 3.

855. Murphy, Wade (colored) Died before July 1871, intestate.

December 2, 1872, County Court: The court noted that Wade Murphy (colored) had been dead for more than six months and no one had applied to become administrator. The court appointed the Public Administrator of Rutherford County to take charge of the estate and administer is according to law.

856. Murry, Stewart Died before April 3, 1871, unknown.

April 3, 1871, County Court: J. L. McKnight received \$8 for burying Stewart Murry (deceased), a pauper.

857. Nance, Anna (colored) Died February 1880, intestate.

Rutherford Co. TN US Census Mortality Schedules: Anna Nance (colored), 23, married, died February 1880, of consumption.

858. Nance, Benjamin Francis Died August 25, 1869, testate. [Cont'd from Vol. III]

Note: Executor and father: Richard Nance Widow: Nancy [Hight] Nance 4 children: Richard T. Nance; Elizabeth D. Nance; Tabitha E. Nance; Cyrus F. Nance John W. Nance was Benjamin's brother.

October 31, 1874, Circuit Court Enrolling Docket #7, pg. 445: George D. McLean vs Richard Nance and John W. Nance, executors of B. F. Nance (deceased). The plaintiff had sued for the balance of a note the deceased had executed on January 1, 1865 for \$2862. A jury had awarded the plaintiff \$1307.28.

May 28, 1881, Chancery Court Enrolled Cases #11, pg 342: John W. Nance and wife, Nancy [Hight – Nance] vs Richard T. Nance, Elizabeth Nance, Tabitha Nance and Cyrus F. Nance, minor children of the deceased. The partnership had owned two tracts of land totaling 465 acres and the petitioner had obtained a court order to sell the lands and had received permission to bid on the land himself to ensure that the land brought full price. At the sale on May 18, 1878, John W. Nance purchased the land for about \$6600 and gave two notes that were due. The petitioner argued that when he completed settlement of the estate of B. F. Nance (deceased) and of his accounts as surviving partner there would be a surplus of more than enough to pay the indebtedness. When the testator had died, he had been insolvent and the partnership was too. J. W. Nance had paid all the debts and insisted that he should be reimposed out of the interest of the testator in the partnership land after payment of partnership debts. He added that since the testator's death his children have gone to school and two of them had qualified as teachers and were in fact teaching. Since J. W. Nance had married the testator's widow, the two families had been getting along well. The complainant prayed that the administration of the testator's estate be transferred to the Chancery Court and that an account of the testator's estate be made and settled.

November 8, 1881, County Court: T. N. Jackson was appointed guardian of Elizabeth D. Nance, Tabitha E. Nance and Cyrus F. Nance, minor children of B. F. Nance (deceased).

Rutherford Co., TN Marriage records: B. F. Nance married Nancy Hight on December 1, 1859. John W. Nance married Mrs. Nannie Nance on November 20, 1875.

859. Nash, George R. Died before August 6, 1870 [date of census], intestate.

Note: Virginia [Atkinson] Nash, daughter of James E. Atkinson, Sr. who died December 1853 (see Vol. II).

July 3, 1876, Mary 15, 1880, July 4, 1881, County Court: Hickman Weakley was appointed guardian for Virginia Nash and Julia Nash, minor heirs of G. R. Nash (deceased) and heirs at law of William Nash (deceased).

November 5, 1880, County Court: The court noted the death of George R. Nash and appointed G. R. Nash as his administrator. W. T. Gum and J. A. Gum provided security for his \$250 bond.

Rutherford Co., TN Marriage records: George R. Nash married Martha Griffen on May 31, 1810. George R. Nash married Virginia Atkinson on July 22, 1841. George R. Nash married Virginia Nash on March 13, 1857.

1850 Rutherford Co., TN Census, Jefferson Dist.: John H. Harrison, 33, VA; Julia Harrison, 20; James J. Harrison, 3; Lucretia C. Harrison, 1; William Kelly, 17; Richard Johnson, 20; Jane Johnson, 20; female Johnson, 4 months; Virginia Nash, 22 VA; Caledonia Nash, 6; George Nash, 3; Eldra Nash, 6 months.

1860 Rutherford Co., TN Census, Dist 6 [Jefferson]: Geo. R. Nash, 40; E. V. Nash (f) 34 VA; C. Nash (f), 14; George R. Nash, 13; E. Nash (f), 10; Gerome Nash, 7.

1870 Rutherford Co., TN Census, Dist. 5 (Fall Creek): Virginia Nash, 35; Virginia Nash, 9; Julie Nash, 7; George Nash, 22.

U. S. Civil War Soldiers, 1861-1865: G. R. Nash 12th Regiment, Tennessee Infantry Confederate.

860. Nash, William Died late 1869, intestate.

March 7, 1870, County Court: The court noted the death of the intestate and appointed Mrs. Nancy [Nash] Wade as administrator. B. T. Wade provided part of the security.

April 21, 1870, County Court: Henry Wade, administrator for William Nash (deceased), submitted a list of the items that had been sold on March 23, 1870.

October 11, 1870, County Court: Nancy [Nash] Wade; F. [Fount] C. Ward; H. [Henry] H. Hicks and wife, Mary [Ward]; G. [George] R. Waller; William Waller; J. [James] R. Waller; H. [Higdon] J. Robertson and wife, Martha [Waller]; Benjamin Waller; George Nash; Lee Ward and wife, Caladonia [Nash]; William Vaughter and wife, Eldora [Nash]. William Nash had died late in 1869 leaving petitioners and minors, Scott Waller; Virginia Nash; and Julia Nash as his heirs at law. The deceased left no widow or children. The heirs at law were nephews and nieces except Nancy [Nash] Wade, Fount Ward, and Mary [Ward] Hicks, wife of H. H. Hicks who were siblings of the intestate. The guardian ad litem of the minors had replied stating that all the Wallers as well as the wives of John W. Lenore and H. J. Roberson were children of Elizabeth [Nash] Waller (deceased), a sister of the deceased. All of the Nashes as well as the wives of Vaughter and Ward were children of George Nash (deceased), a brother of the intestate. Nancy [Nash] Wade was a sister; F. [Fount] C. Ward and the wife of H. H. Hicks were a half-brother and a half-sister of the intestate.

November 7, 1870, County Court: Nancy [Nash] Wade vs Scott Waller & others. Scott Waller, Virginia Nash and Julia Nash were minor heirs of William Nash (deceased). James O. Oslin was appointed guardian ad litem.

December 6, 1870, County Court: Nancy [Nash] Wade & others vs Scott Waller. The commissioner reported the sale of a lot and storehouse in old Jefferson belonging to the estate of William Nash (deceased) for \$475.

February 14, 1873, County Court: Mrs. Nancy [Nash] Wade, administratrix of William Nash (deceased), made a final estate settlement with the court.

August 4, 1873, County Court: The notes for the lot and storehouse had been paid and \$445.88 was available for distribution.

July 3, 1876, May 15, 1880, County Court: Hickman Weakley was appointed guardian for Virginia Nash and Julia Nash, minor heirs of G. [George] R. Nash (deceased) and heirs at law of William Nash (deceased).

January 28, 1881, Chancery Court Enrolled Cases #11, pg 109: State of Tennessee for use of Hickman Weakley, guardian of Virginia Nash and Julia Nash, minors vs Mrs. Nancy [Nash] Wade, administratrix of William Nash (deceased) and John Jones. B. T. Wade had been one of the sureties on the bond given by Mrs. Nancy [Nash] Wade. He had died utterly insolvent. Mrs. [Nancy Nash] Wade had paid off all the claims against her intestate's estate and on February 14, 1873, she had \$1002.86 that belonged to the heirs and distributees of her intestate. The complainant averred that all the distributees of William Nash had received their shares except Virginia Nash and Julia Nash. The heirs and distributees of the intestate were as follows: children of Mrs. Betsy [Elizabeth Nash] Waller, a sister who died before the intestate; F. [Fount] C. Ward and Mrs. Mary [Ward] Hicks, half-brother and half-sister of the intestate; Mrs. Nancy [Nash] Wade, sister of the deceased; and the children of George Nash (deceased). George Nash had preceded William Nash in death and left the following children to wit: George Nash, Fredonia [?Eldora] Nash, Caledonia Nash, Virginia Nash and Julia Nash. The later two were entitled to two-fifths of one-fifth of the estate, i. e. \$40.11 plus interest from the date of the final settlement. The administratrix had refused to pay Hickman Weakley his wards share and he prayed for a judgment from the court in the above amount.

Rutherford Co., TN Marriage records: Henry H. Hicks married Mary W. Wade on November 3, 1854. Higdon J. Robertson married Martha A. Waller on February 24, 1852. John W. Lenore married Bettie Waller on October 31, 1867. L. J. Ward married C. M. Nash on July 17, 1862. D. R. Vaughter married Eldora Nash on December 15, 1869.

1870 Rutherford Co., TN Census, Dist. 5 (Fall Creek): Virginia Nash, 35; Virginia Nash, 9; Julie Nash, 7; Gorge Nash, 22 Farm Labor; Louis Nash, 11 Black.

1870 Rutherford Co., TN Census, Dist. 6 (Jefferson): Nancy Wade, 52, was living with an unidentified merchant and family.

861. Naylor, Hannah [McGill] Died before September 7, 1874, intestate.

Note: Widow of Wade or William H[ampton] Naylor (deceased) who died before December 7, 1857, intestate. (See Vols. II & III.). Children: Elizabeth C. [Naylor] Gilmore, wife of William M. Gilmore; Amanda M. [Naylor] Birdwell, wife of S. [Samuel] R. Birdwell; W. [William] L. Naylor, a resident of Texas; Louisa Naylor; Henry C. Naylor; Parole Naylor; Joshua W. Naylor; John M. Naylor [the last 5 were minors in 1857].

September 7, 1874, County Court: The court noted the death of Hannah [McGill] Naylor and appointed H. [Henry] C. Naylor as her administrator.

December 8, 1874, County Court: A sale list of the personal property of the estate of Hannah [McGill] Naylor (deceased) was presented to the court.

September 9, 1875, County Court: H. [Henry] C. Naylor vs heirs of W. [William] L. Naylor. Publication had been made for four weeks for the unknown heirs of W. L. Naylor (deceased) who were non-residents. Hannah [McGill] Naylor had recently died leaving a dower estate. H. [Henry] C. Naylor; John M. Naylor; Paralee Naylor; E. [Elizabeth] C. [Naylor] Gilmore, wife of W. [William] M. Gilmore; Amanda L. [Naylor] Birdwell, wife of S. [Samuel] R. Birdwell and the unknown heirs of W. [William] L. Naylor (deceased) were tenants in common of the deceased's dower. Joshua W. Naylor and J. [John] J. Neely and wife, Louise J. [Naylor] Neely, who were tenants in common with the others, had sold their shares to H. [Henry] C. Naylor and J. [John] M. Naylor. The dower had contained 50 acres and could not be partitioned among the numerous heirs. The court ordered it sold.

October 5, 1875, County Court: H. [Henry] C. Naylor & others vs W. [William] L. Naylor heirs. In accordance with the decree of September 9, 1875, a commissioner had auctioned off the fifty acres for \$30.05 per acre for an aggregate of \$1502.50. H. [Henry] C. Naylor and J. [John] M. Naylor had purchased the land.

February 8, 1877, County Court: The administrator of the estate made an estate settlement with the court.

January 11, 1879, County Court: H. [Henry] C. Naylor & others vs W. [William] L. Naylor heirs. Notes totaling \$1519.85 including interest had been paid for land. The commissioner paid H. [Henry] C. Naylor \$171.58; J. [John] M. Naylor \$171.58; Parolee Naylor \$171.58; Mrs. A. [Amanda] M. [Naylor] Birdwell \$171.58. He also paid H. C. Naylor, guardian for Stella Naylor, John Naylor, Laura Naylor and Ada Hannah Naylor, minor heirs of W. L. Naylor (deceased) \$188.68 including interest. The court divested title from Paralee Naylor, [et al] and vested it in the purchasers.

July 9, 1879, County Court: Stella Naylor vs H. [Henry] C. Naylor. Stella Naylor had been appointed guardian of the children of W. [William] L. Naylor to wit: John Naylor, Laura Naylor, Alice Naylor and Willy Naylor, by the Lamar County Court of Texas. The Rutherford County Court recognized her as their guardian.

Rutherford Co., TN Marriage records: John J. Neely married Louisa J. Naylor on April 3, 1858. Samuel Birdwell married Amanda L. Naylor on January 10, 1856. William M. Gilmore married Elizabeth C. Naylor on December 20, 1855. Henry C. Naylor married Mattie Stratton on October 4, 1874. John M. Naylor married Josie M. Robinson on January 20, 1876.

Texas Marriage Collection, 1814-1909 and 1966-2012 on Ancestry.com: William L. Naylor married Estella J. Wood on October 21, 1863 in Red River County, Texas.

1850 Rutherford Co., TN Census, Fosterville Dist.: William H. Nailor, 43 NC; Hannah Nailor, 39; Leonard Nailor, 19; Elizabeth Nailor, 16; Amanda Nailor, 14; Louisa Nailor, 12; Henry Nailor, 10; Parila Nailor, 7; Joshua Nailor, 4; John Nailor, 2.

1860 Rutherford Co., TN Census, Fosterville Dist.: Hannah Nailer, 49; Henry Nailer, 19; Parilee Nailer, 16; Joshwa Nailer, 14; John Nailer, 11.

1870 Rutherford Co., TN Census, Fosterville: Hannah Naylor, 60 widowed; Paralee Naylor, 25; John M. Naylor, 21; Eddy Naylor, 65 Black Servant; Martha Naylor, 30 Black Servant; Wash Naylor, 5 Black.

1880 Rutherford Co., TN Census, Dist. 20 (Fosterville): Henry C. Naylor, 39 dry goods merchant (father born in NC); Mattie C. Naylor, 26 wife; Thomas W. Naylor, 5 son; Frank C. Naylor, 3; Henry Naylor, b. Dec 1879; Parilee Naylor, 35 sister.

862. Naylor, William L. Date of death unknown, intestate. Died in Texas.

Note: Son of Hannah [McGill] Naylor – see above.

August 2, 1875, County Court: W. [William] M. Gilmore & wife, E. [Elizabeth] C. [Naylor] Gilmore; H. [Henry] C. Naylor; John M. Naylor and Parilee Naylor of Rutherford Co.; S. [Samuel] R. Birdwell and wife, A. [Amanda] [Naylor] Birdwell of Bedford County; vs unknown heirs of William L. Naylor (deceased) of Texas. Hannah [McGill] Naylor had recently died and had left the dower that had been assigned to her out of her deceased husband's estate to be distributed among the heirs of her deceased husband to wit: John M. Naylor; H. [Henry] C. Naylor; Paralee Naylor; Joshua Naylor; L. [Louisa] J. [Naylor] Neely, wife of J. [John] J. Neely; E. [Elizabeth] C. [Naylor] Gilmore, wife of W. [William] M. Gilmore; A. [Amanda] [Naylor] Birdwell, wife of S. [Samuel] R. Birdwell and W. [William] L. Naylor (deceased) who left four minor children surviving him in Texas and whose names were unknown. The interests of Joshua W. Naylor and J. [John] J. Neely and wife had been purchased by H. [Henry] C. Naylor and John M. Naylor together. The dower consisted of 50 acres. The complainants alleged that due to the number of heirs and small number of acres, the land could not be partitioned equitably and prayed for a decree to sell the land.

September term, 1875, County Court: The commissioner reported he had sold the 50 acres to for \$30.05 per acre.

January 9, 1879, July 10, 1879, County Court: H. [Henry] C. Naylor was appointed guardian for Stella Naylor, John Naylor, Laura Naylor and Ada H. Naylor, minor children of W. L. Naylor (deceased).

July 9, 1879, County Court: Stella Naylor vs H. [Henry]C. Naylor. Stella Naylor had been appointed guardian of the children of W. [William] L. Naylor to wit: John Naylor, Laura Naylor, Alice Naylor and Willy Naylor, by the Lamar County Court of Texas. The Rutherford County Court recognized her as their guardian.

Texas Marriage Collection, 1814-1909 and 1966-2012 on Ancestry.com: William L. Naylor married Estella J. Wood on October 21, 1863 in Red River County, Texas.

1870 Red River Co., TX Census: William Miller [Nailer] 38 TN; Stella Miller [Nailer] 28 AL; John Miller [Nailer] 1 AR; Laura Miller [Nailer] 1 AR; and others unrelated.

1880 Paris, Lamar Co., TX Census: Stella Nailor, 36 AL; John Nailor, 11 AR son; Laura Nailor, 11 AR daughter; Alice Nailor, 9 TX daughter; Willie Nailor, 6 TX son

863. Neal, Emily F. [Hayes] Died before March 6, 1871 probably in Williamson Co., TN, intestate.

March 6, 1871, County Court: The court noted the death of Mrs. E. [Emily] F. [Hayes] Neal and appointed J. [James] N. Neal as the administrator of her estate. J. [James] N. Neal submitted an inventory of the estate of the deceased.

August 14, 1873, County Court: James N. Neal, administrator of the estate, submitted a list of property sold at auction on November 11, 1871.

February 4, 1874, County Court: The inventory of the estate of Mrs. E. [Emily] F. [Hayes] Neal (deceased) was presented in court and recorded.

Tennessee Marriages 1780-2002: James J. Neal married Emily F. Hays on 25 January 1838.

1850 U. S. Census, Dist. 22, Williamson, Co., TN: R. Hayes (m), 75 VA; M. Brown (f), 38 VA; E. Neal (f), 30 VA; M. A. Neal (f), 12; Martha Neal, 7; Richard Neal, 5; N. Neal (m), 4; J. Neal (m), 2.

1860 U. S. Census, Eastern Subdivision, Williamson Co., TN: R. W. Hayes (m), 42 VA; M. J. Brown (f), 38 VA; S. E. Brown (f), 15; E. F. Neal (f), 37 VA; M. J. Neal (f), 17; R. D. Neal (m), 16; F. N. Neal (m), 14; J. H. Neal (m), 11.

1870 U. S. Census, Williamson Co., TN: E. F. Neal (f), 45; Margaret Neal, 25; James Neal, 23; J. H. Neal, 21.

Tennessee Divorce and other records, 1800-1965 on Ancestry.com: Mrs. E. F. Neal. Children: James N. Neal, John H. Neal; Margaret Boxley (Mrs. Joe). Grandchildren: Richard D. Neal, Robert O. Boyd, James Boyd, Jane May Boyd; Margaret V. Boyd, Alva S. Boyd. Guardian settlements 1858, 1867. Partial Settlement 1874.

864. Neal, F. [Fountain] P. or F. [Fountain] E. Died probably 1864, intestate.

Note: This may be Fountain E. Neal who was killed at Atlanta, July 22, 1864 (see Vol. III). The 1850 Rutherford Co., TN Census shows Fountain E. Neal (born 1839) the son of William D. & Grace Neal. However, in the will of Col. William D. Neal (see Vol. II & III and below) Fountain P. Neal is listed as his son, which leads one to believe that they are one and the same persons. Robert F. Bell married Susan Neal, also mentioned in the will as a daughter of William D. & Grace Neal.

April 4, 1871, County Court: E. B. Hunt was appointed administrator de bonis non of the deceased.

November 21, 1871, Circuit Court: E. B. Hunt, administrator of F. E. Neal (deceased) vs A. G. Henderson. The defendant had failed to appear and the court had issued a default judgment of \$1056 in debt and \$567.60 in interest against the defendant.

July 23, 1874, Circuit Court: R. [Richard] W. Wade & wife, Narcissa [Neal] vs Miss Fredonia Neal, [John] Neal Bell and R. [Robert] F. Bell. The clerk had determined the land could not be divided into six equitable partitions, Irby & wife; Vaughan & wife and [James] Baskette & wife had sold their shares to R. [Richard] W. Wade. Fredonia Neal was of unsound mind. Intestate had owned tracts of land containing 197 acres, it being the intestate's from the estate of his late father, William D. Neal (deceased). His father's will stipulated that if the intestate died without issue, the land was to go to his sisters, Narcissa F. [Neal] Wade, wife of R. [Richard] W. Wade; Martha [Neal] Baskett, wife of James B. Baskette; [Victoria] Adelaide [Neal] Vaughan, wife of L. [Lafayette] Vaughan; Josie [Josephine] W. [Neal] Irby, wife of J. [Joseph] W. Irby. The remaining shares were to go to [John] Neal Bell and Fredonia Bell, minors and children of Susan [Neal] Bell, a sister and wife of defendant, Robert Bell, who left her husband and children. The court clerk had been designated to sell the land.

February 8, 1876, September 7, 1877, October 10, 1879, January 2, 1882, County Court: R. [Robert] F. Bell was appointed guardian for John Neal Bell, his own son and minor heir at law of F. P. Neal (deceased).

Rutherford Co., TN Marriage records: Robert F. Bell married Susan E. Neal on October 4, 1854. Robert F. Bell married Elizabeth Major on November 10, 1856.

Members of Rutherford Rifles compiled in 1880 by T. [Thomas] M. King, B. B. Batey, & T. A. Snell: Fountain E. Neal, born 1839, enlisted April 1861; wounded at Cheat Mountain, VA; appointed Sergeant; killed at Atlanta July 22, 1864.

865. Neal, Thomas Died September 18, 1859, intestate. [Cont'd from Vol. III].

Note: H. H. T. Carter married a granddaughter of Thomas Neal.

November 22, 1879, Chancery Court: William Ledbetter vs H. H. T. Carter & wife, et al. On February 3, 1874, J. W. Smith and wife, Mary W. [Vaughter] Smith had sold and conveyed to M. [Margaret] N. [Goodman] Carter an undivided one-half interest in a tract of land containing 133 acres that had been assigned to M. [Margaret] N. [Goodman] Carter and Mary W. [Vaughter] Smith in the division of the lands of Thomas Neal (deceased). The consideration for the conveyance was \$1000 of which \$333.33 had been paid in cash and two notes had been given for the balance. The notes had been assigned to the complainant and he was seeking to enforce the lien on the undivided one-half interest of the tract. The total amount of the lein was \$843.28 principle and interest and a commissioner had been appointed to sell the undivided interest unless the lien was paid within sixty days.

Rutherford Co., TN Marriage records: Edmund Goodman married Amanda Neal on March 9, 1843. H. H. T. Carter married Margaret Goodman on February 22, 1860. Jack Woods Smith married M. W. Vawter on February 7, 1871.

866. Neal, Col. William D. Died November, 1856, testate. [Cont'd from Vol. II & III].

August 6, 1877, December 3, 1877, County Court: Thomas J. Moore was appointed guardian for Willie J. Irby, minor heir of Jo. [Joseph] W. Irby and heir at law of W. D. Neal (deceased).

April 2, 1878, County Court: R. [Robert] F. Bell renewed his bond as guardian for John Neal Bell, his own child and a minor heir at law of W. D. Neal (deceased) and gave bond for \$4000.

April 2, 1878, Chancery Court Enrolled Cases #9, pg. 146: John Neal Bell by guardian, R. [Robert] F. Bell of Davidson Co.; J. [James] B. Baskett and wife, Martha [Neal] Baskett of Rutherford Co.; Lafayette Vaughan and wife, Adelaide [Neal] Vaughan of Hamilton Co.; W. J. Irby, Gertrude Irby, Howard Irby, Neal Irby and Robert Irby, minor children and heirs of Josephine [Neal] Irby who had brought this suit by their father and next friend, J. [Joseph] W. Irby of Mississippi; Richard W. Wade, trustee of Fredonia Neal and N. [Narcissa] F. [Neal] Wade of Rutherford Co. W. D. Neal had died in November 1856. He had left surviving him his widow and eight children. Betty Neal had survived her father by four months. Fountain Neal had been killed near Atlanta in July 1864. Neither of the two had been married. Susan [Neal] Bell had died during the war leaving a husband, R. [Robert] F. Bell, and a son, [John] Neal Bell. Another son had died in 1872. R. [Robert] F. Bell was also the next friend of the minor Irby children named above. Martha [Neal] Baskett, Adelaide [Neal] Vaughan and E. [Narcissa] F. [Neal] Wade, wife of R. [Richard] W. Wade, were the only living children of the testator. Another daughter, Fredonia Neal, was feeble-minded and incapable of taking care of her affairs. R. [Richard] W. Wade was her trustee up until Fredonia had died September 1877. Shortly after the testator's death, R. [Richard] W. Wade as trustee took possession of about 110 acres and 5-7 Negroes. He had continued to cultivate the land and had worked the Negroes on his land up to the war. He had sold one Negro for \$900 in cash shortly before the war. He had not rented out the land or hired out the Negroes as he was supposed to do by law. After the death of Fountain Neal in 1864, R. [Richard] W. Wade had received the proceeds of the share of the land that had been set apart for him. He also had received considerable money from the personal estate of Fountain Neal (deceased). R. [Richard] W. Wade as trustee had also received \$353.74 from R. [Robert] F. Bell as administrator of his mother's estate. R. [Richard] W. Wade had not made the required settlements with the County Court even though he had been trustee for about 20 years. After Fredonia died, R. [Richard] W. Wade made a settlement but the complainants charge it was grossly incorrect and wished a complete accounting for Fredonia's estate.

March 6, 1880, Chancery Court, Enrolled Cases #10, pg. 453: J. [James] B. Baskette and wife, M. [Martha] E. [Neal] Baskette; Lafayette Vaughan and wife, A. [Adelaid] V. [Neal] Vaughan; N. [Narcissa] F. [Neal] Wade; R. [Robert] F. Bell, guardian of John Neal Bell of Davidson County; vs John Neal Bell of Davidson County; T. [Thomas] J. Moore and wife, Annette [Wade] Moore; William Wade; H. J. Anderson and wife, Susan Martha [Wade] Anderson; and Lizzie Wade, Virginia Wade and Daisy Wade, minors of Rutherford Co.; B. J. Farrer, guardian of W. [Willie] J. Irby of Wilson Co.; Gertrude Irby, Robert Irby, Neal Irby and Howard Irby, minor residents of Mississippi. The intestate's real estate had been divided as directed in the will. The daughters had been assigned 110 acres. Fredonia Neal had died in 1877 and the defendants named Irby had been her nephews and nieces by a sister that died prior to her death. M. [Martha] E. [Neal] Baskette, A. [Adelaid] V. [Neal] Vaughan and N. [Narcissa] F. [Neal] Wade had been her sisters. John N. [Neal] Bell had been a nephew, son of another sister who had died before Fredonia. These

parties were Fredonia's next of kin. R. [Richard] W. Wade had died and Annette [Wade] Moore, William Wade, Susan Martha [Wade] Anderson, Lizzie Wade, Virginia Wade and Daisy Wade were his heirs at law. The complainant had averred that it would be to everyone's advantage that the small tract of land be sold and the proceeds divided among the heirs.

867. Neeley, Dennis (colored) Died April 1880, unknown.

Rutherford Co. TN US Census Mortality Schedules: Dennis Neeley (colored), 30, married, died April 1880 of rheumatism.

868. Neill, George M. Died before December 8, 1869, intestate. [Cont'd from Vol. III].

March 2, 1875, December 10, 1877, County Court: B. [Benjamin] M. Neill renewed his bond as guardian for John C. F. Neill and Bascom M. Neill, minor children of George M. Neill (deceased) and heirs at law of John Neill (deceased).

February 3, 1879, January 6, 1881, County Court: W. J. Knox, guardian for John C. F. Neill and Bascom Neill, minor children of George M. Neil (deceased) and heirs at law of John Neil (deceased), renewed his guardian bond and made a settlement.

869. Neill, James F. Died December 31, 1869, intestate.

Note: James F. Neill married 1st on November 12, 1857, Josephine Amanda Rucker, the daughter of Benjamin Rucker, Sr. who died 1860-1866, testate (see Vol. III and below). The date of death for Josephine [Rucker] Neill, first wife of the intestate. James F. Neill married 2nd on September 17, 1868, Lucy A. Rucker, the daughter of Joseph B. Rucker.

November 10, 1870, County Court: Thomas B. Darragh was appointed guardian for Sophia R. Neill, James F. Neill [Jr.] and John L. Neill, minor children of James F. and Josephine [Rucker] Neill (deceased).

April 27, 1871, Chancery Court: William P. Sharp vs Thomas G. Mosely, administrator, et al. Sophia R. Neill, James F. Neill Jr., Benjamin A. Neill, John L. Neill and Matt F. Neill were minors without guardian and a guardian ad litem appointed.

September 29, 1871, Chancery Court: William P. Sharp vs Thomas G. Mosely, administrator & others. The intestate had purchased two tracts of land from the complainant on July 31, 1869 for \$12,000 and his first payment was due on January 1, 1870. The intestate had died on or about January 1, 1870, before he could make the first payment. The complainant had sued to have the sale rescinded but the court had denied the request and had ordered the Clerk & Master to auction off the land after duly advertising the sale. The complainant was to retain a lien on the land until all the purchase money was paid.

November 4, 1871, Chancery Court: William P. Sharp vs Thomas G. Mosely et al. The Clerk & Master had put the land in question up for auction on September 30, 1871 under the following terms to wit: The purchaser would give two notes, one for \$9540 due on January 1, 1872 and the second for \$3000 due on January 1, 1873. There were no bidders. The court reduced the price to \$9500 and ordered the Clerk & Master to try again to sell the land.

October 31, 1872, Chancery Court: The two tracts totaling 208 acres were auctioned on June 5, 1872 under terms of one-half cash and the balance due January 1, 1873. The land had been sold to William P. Sharp for \$9500. William P. Sharp had been entitled to receive the proceeds of the sale as was shown in the original bill. The notes that previously had been executed by James F. Neil were to be credited for the amount of the purchase. The court had divested title from Lucy A. [Rucker] Neil, widow; Sophia R. Neil; J. [James] F. Neil; Ben A. Neil, John L. Neil and Matt F. Neil, children and heirs at law of the deceased.

September 2, 1873, County Court: For non-compliance with a court order, Thomas B. Darragh had been removed as guardian for the minor children of the deceased and had been required to turn over all the assets belonging to his wards.

September 15, 1875, September 11, 1880, County Court: The Public Guardian, guardian for Sophia R. Neill, James F. Neill and John L. Neill, minor heirs of James F. Neill (deceased), made a settlement with the court.

May 26, 1876, Chancery Court: J. J. Craig, et al vs W. F. M. Betty, administrator de bonis non with the will annexed of Benjamin Rucker, Sr. (deceased). Benjamin Rucker had died in February 1866. His original executor, James F. Neill, had died on December 31, 1869 without making any settlement of the estate.

November 8, 1881, County Court: Sophia R. Neill vs James F. Neill [Jr.] and John L. Neill. The defendants were minors and a guardian ad litem had been appointed for them. Sophia R. Neill and the defendants were tenants in common of a tract of land devised to them by their grandfather, Benjamin Rucker (deceased). Commissioners were appointed to partition the land, assigning one-third to the plaintiff and the remaining two-thirds to the defendants.

December 7, 1881, County Court: Sophia R. Neill vs James F. Neill and John L. Neill. The commissioners partitioned off the land the plaintiff and defendants had jointly inherited from their grandfather, Benjamin Rucker (deceased). John L. Neil received 176 acres and a 10-acre tract; James F. Neill, 105 acres; and Sophia R. Neill had received 162 acres and a 10-acre tract.

December 7, 1881, County Court: R. D. Jennings was appointed guardian of James F. Neill [Jr.] and John L. Neill, minor children of James F. Neill, and gave bond for \$1500.

Rutherford Co., TN Marriage records: James F. Neill married Josephine A. Rucker on November 12, 1857. James F. Neill married Lucy A. Rucker on September 17, 1868.

1860 Rutherford Co., TN Census (Trimble Dist): J. F. Neel (m), 28; J. A. Neel (f), 21; Sophia Neel, 2.

U. S. Civil War Soldiers, 1861-1865: James F. Neill, 23rd Regiment, Tennessee Infantry (Martin's).

Confederate State Field Officers on Ancestry.com: James F. Neill was listed as a Lieutenant Colonel in the 23rd TN Infantry.

870. Neill, John T. Died before December 8, 1869, intestate. [Cont'd from Vol. III].

March 2, 1875, County Court: B. [Benjamin] M. Neill renewed his bond as guardian for John C. F. Neill and Bascom M. Neill, minor children of George M. Neill (deceased) and heirs at law of John Neill (deceased).

January 9, 1877, January 9, 1878, February 3, 1879, April 5, 1880, January 6, 1881, County Court: Benjamin M. Neill, guardian for John C. F. Neill and Bascom M. Neill, heirs of George Neill (deceased) and heirs at law of John Neill (deceased), had petitioned the court for permission to resign. His wards had already selected W. J. Knox as their new guardian so the court had allowed him to resign provided he had paid over to the new guardian all of his ward's estate in his hands.

871. Neilson, Patrick D., Dr. Died in 1839 in Hardeman Co., TN, intestate. [Cont'd from Vol. I, II, III].

Tennessee Telegraph, May 9, 1840: E. R. Beliken, administrator of the estate, printed a notice requesting those indebted to the estate to pay their accounts and those with claims against the estate to present them within the time allowed by law.

872. Nelson, Beverly Died before October 30, 1871, intestate.

Note: Beverly Nelson was the son of Humphrey Nelson, who died about 1814, testate (see Vol. I). He married 1st Elizabeth E. Robertson, daughter of William B. Robertson, who died ca 1839 (see Vol. I). Elizabeth [Robertson] Nelson died before her father ca 1833-39. Beverly Nelson married 2nd Hannah M.

October 30, 1871, Chancery Court: D. [David] D. Wendel, administrator of Silas Tucker (deceased) vs A. B. Buchanan & George Buchanan and Beverly Nelson. The court noted the death of Beverly Nelson and listed the following heirs at law to wit: Susan M. [Nelson] Priestly, a daughter; George F. Nelson; Joseph Nelson & Beverly Nelson Jr., three sons and Beverly Johns & William Johns, two sons of a deceased daughter, Sophronia [Nelson] Johns. The court had issued a scire facias against the heirs of Beverly Nelson (deceased) to revive the suit.

Rutherford Co., TN Marriage records: Beverly Nelson married Elizabeth Robertson on December 12, 1815. James M. Priestly married Susan M. Nelson on November 12, 1835. Paul V. Johns married Sophronia E. Nelson on October 26, 1836. Paul V. Johns married America C. Smith on October 29, 1844. George F. Nelson married Elizabeth Wade on February 16, 1848.

1850 Rutherford Co., TN Census, Gambill Dist: Beverly Nelson, 57 VA; Hanah Nelson, 55; Beverly Nelson, 14; Montgomery Nelson, 12.

873. Nelson, Evan E. Died before August 7, 1865, intestate. [Cont'd from Vol. III].

Note: Evan E. Nelson married Jane A. Fulks in 1843. She was the daughter Samuel Fulks, who died 1860(see Vol. I). By the 1870 census, 5 of the children were living together without parents.

October term 1866, Enrolled Cases #1, pg. 53: B. R. Bivins, administrator & Elizabeth Nelson, Samuel Nelson, Daniel E. Nelson, Sarah Jane Nelson, John M. Nelson and Benjamin S. Nelson, children and heirs of the intestate, all of Rutherford Co.. Petition to sell land. Petitioners except B. R. Bivins were children and heirs of intestate. The administrator had collected and applied \$1207 to debts and had \$70 remaining. He expected to collect \$67 on a debt owed and \$250 from the estate of Samuel Fulks (deceased), the father-in-law of the deceased. There remained debts of \$1194. 79 acres had been auctioned off to bring sufficient money to settle remaining debts.

March 1, 1875, February 8, 1877, April 3, 1878, February 4, 1880, December 7, 1881, County Court: T. F. Dunn, guardian for Sarah Jane Nelson, Daniel E. Nelson, Benjamin S. Nelson and John M. Nelson, minor children of E. [Evan] E. Nelson (deceased), made a settlement with the court.

874. Nelson, Joel Died before December 4, 1871 in Missouri, intestate.

December 4, 1871, County Court: Joel Nelson had died in Missouri but had effects in Rutherford County. A. W. Gordan was appointed administrator of the estate in said county.

875. Nelson, Martha L. [Louisa] [Norman] Died before March 6, 1876, intestate.

Note: She was the daughter of Henry Norman, who died ca 1868 (see Vol. III) and wife of James C. Nelson, who had died between June 4 and August 6, 1860 (see Vol. II & III).

March 6, 1876, County Court: The court noted the death of M. L. [Martha Louisa] Nelson and appointed A. W. Gordon as her administrator. J. P. Nelson and J. G. Nelson provided the security for the \$800 bond. The administrator also presented a sale list of the estate.

January 8, 1879, County Court: The administrator of the estate made an estate settlement with the court.

Rutherford Co., TN Marriage records: James C. Nelson married Louisa Norman on November 4, 1834.

1860 Rutherford Co., TN Census, Millersburg Dist: J. C. Nelson (m), 49; M. L. Nelson (f), 44; Logan Nelson, 21; J. P. Nelson, 12; J. G. Nelson, 9; Sarah F. Nelson, 5.

876. Nelson, William Died August 1859, unknown.

Rutherford Co. TN US Census Mortality Schedules: William Nelson, 21, died August 1859 of dissipation.

877. Nesbitt or Nisbett, Alexander, Sr. Died November 18, 1841, intestate. [Cont'd from Vol. II].

Note: Administrator: Ephraim Nesbitt Widow: Mary Pauline [Woods] Nesbitt (1773-1851)

Undated, County Court: Ephraim Nesbitt, William Nesbitt, David McGill and wife, Isabella [Nesbitt] McGill, Alexander Nesbitt [Jr.], Margaret Nesbitt, Joseph Crowder and Margaret Crowder, a minor. At his death, the intestate had owned land that he had purchased and that was also part of grants 773, 2265 and 12609 from the state of Tennessee. The petitioners alleged that the size of the tract was too small to be partitioned equitably among the heirs and they prayed for a decree to sell the land.

878. Newman, Mrs. Anna Died August 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: Anna Newman, 60, married, died August 1849 of unknown causes.

879. Newman, Joseph Died November 1849, testate. [see Vol. I & II].

U. S. Federal Census Mortality Schedules, Rutherford Co. TN [June 1, 1849 - May 31, 1850]: Joseph Newman, 90, widower, born in VA, died in November 1849 suddenly.

Note & Recapitulation: In Volume 1, Joseph Newman died testate. His will was probated in December 1849 and the mortality census schedule states he died in November 1849 at the age of 90 (born ca 1759-60). In the will he names his daughter, Nancy Warren. She married Nathaniel Warren on September 4, 1810 in Rutherford Co. Therefore, Joseph Newman, who is buried in the Millersburg Cemetery on Hoovers Gap Rd., who was born in 1790 and died March 17, 1849, could not be the father of Nancy. The guardian information given in Vol. II probably refers to the estate of the older Joseph Newman. It can be surmised that the Joseph Newman who died in March 1849 may have been the son of Joseph Newman who died in November 1849.

880. Nichol, Mary (colored) Died December 1849.

Rutherford Co. TN US Census Mortality Schedules: Mary Nichol (colored - slave), 45, born in VA, died December 1849 of consumption.

881. Noe, Allen Died before June 5, 1876, intestate.

Note: Allen Noe was the son of John (died 1859, testate - see Vol. II & III) and Elizabeth Noe.

June 5, 1876, January 6, 1880, August 4, 1880, County Court: J. [James] R. Sanford was appointed guardian for Elizabeth Noe, minor heir of Benjamin Noe (deceased) and heir at law of John Noe (deceased) and Allen Noe (deceased).

1880 Rutherford Co., TN Census, Dist. 3 (Gambrell): James R. Sanford, 28; Rebecca A. Sanford, 28, wife; George H. Sanford, 5, son; Joseph A. Sanford, 2, son; Bettie Ann Noe, 11, niece.

882. Noe, Benjamin Died before June 5, 1876, intestate.

June 5, 1876, December 4, 1878, January 6, 1880, August 4, 1880, November 12, 1881, County Court: J. [James] R. Sanford was appointed guardian for Elizabeth Noe, minor heir of Benjamin Noe (deceased) and heir at law of John Noe (deceased) and Allen Noe (deceased).

Rutherford Co., TN Marriage records: Benjamin Noe married Martha Noe on October 22, 1867.

883. Noe, Elizabeth [Finch] Died before November 10, 1876, intestate.

Note: Probably widow of John Noe who died before April 4, 1859 (see Vol. II & III). She was the daughter of John W. (died 1827 - see Vol. I & II) & Sarah (died 1853 - see Vol. II) Finch.

November 10, 1876, County Court: An inventory and sale list of the estate of Elizabeth Noe (deceased) was presented.

November 4, 1878, County Court: George Noe, administrator of the estate, made an estate settlement with the court.

1870 Rutherford Co., TN Census Dist. 3 (Gambrell): Bettie Noe, 60; Ann Noe, 17

884. Noe, John [A.] Died before August 7, 1876, intestate.

September 4, 1874, County Court: Elizabeth Noe, in answer by her guardian, S. S. Ridley, had stated that she was the only child of Ben and Martha Noe (deceased) and she was the adopted child and heir at law of John A. Noe, son of John Noe (deceased).

August 7, 1876, County Court: The court noted the death of John Noe and appointed George Noe as administrator of the estate.

June 5, 1876, County Court: J. [James] R. [?Robert] Sanford was appointed guardian for Elizabeth Noe, minor heir of Benjamin Noe (deceased) and heir at law of John Noe (deceased) and Allen Noe (deceased).

August 7 1876, Enrolled Cases #3, pg. 57: George Noe vs Elizabeth Noe. The guardian ad litem of Elizabeth Noe had reported that she was the only child of Ben and Martha Noe, both deceased and that her grandfather was also deceased. She was the adopted child and heir at law of John A. Noe, a son of John Noe (deceased). Based on this, she had insisted that she was entitled to one-sixth share.

September 4, 1876, County Court: George Noe et al vs Elizabeth Noe, a minor heir at law of John Noe (deceased). Robert Sanders, guardian of Elizabeth Noe was also a petitioner in his own right for the sale of land. The court appointed a guardian ad litem for her. The court had directed the clerk to determine if the land could be equitably partitioned.

September 4, 1876, County Court: George Noe et al vs Elizabeth Noe, a minor heir at law of John Noe (deceased). After taking depositions, the clerk had told the court that the land was not susceptible to equitable partition and had recommended selling the land in two tracts. The court also noted that George Noe; Aquilla Noe; Amanda [Noe] Montgomery, wife of Bailey Montgomery; Ann [Noe] Sanford, wife of Robert Sanford; Arrebella [Noe] Cook, wife of Robert Cook; Nancy [Noe] Neal, wife of William P. Neal; John Sanford, Lucinda [Noe] Cook, wife of John Cook (deceased); John Blair, son of George Blair and Pauline [Noe] Blair (deceased) of Crockett County; Mary [Noe] Olds, wife of John Olds of Dresden, TN were each entitled to one-twelfth of the landed estate of John Noe (deceased). The court also noted that Elizabeth Noe was entitled to one-sixth of the estate. The clerk had been designated to sell the land. John Sanford had purchased the interest of Noah H. Harrison and wife, Sarah [Noe] Harrison.

November 9, 1876, County Court: George Noe & others vs Elizabeth Noe, minor heir of John Noe (deceased). The tract of 84 acres had been sold for \$8 per acre. A tract of 81 acres had also been sold for \$8 per acre.

December 4, 1878, County Court: George Noe et al vs Elizabeth Noe, minor heir of John Noe. John A. Sanford had paid all three payments, \$603, on 84 acres he purchased from the estate. William P. Neal had paid both of his notes, \$580, for 81 acres of land. Part of the money was disbursed to the heirs and the rest was to be paid whenever the heirs made application. The court had

divested title from George Noe; Aquilla Noe; Bailey Montgomery and wife, Amanda [Noe] Montgomery; Robert Sanford and wife, Ann [Noe] Sanford; William P. Neal and wife, Nancy [Noe] Neal; Noah H. Harrison and wife, Sarah [Noe] Harrison; (John Sandford had bought the interest of Noah Harrison and wife); Lucinda [Noe] Cook, wife of John Cook (deceased); John Blair, son of George and Paulina [Noe] Blair, both parents were deceased; John Olds and wife, Elizabeth [Noe] Olds, minor heir of the deceased. January 6, 1880, August 4, 1880, November 12, 1881, County Court: J. [James] R. Sanford, guardian for Elizabeth Noe, a minor child of Benjamin Noe (deceased) and heir at law of John Noe and Allen Noe (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: James B. Montgomery married M. [Amanda] F. Noe on January 15, 1868. Robert A. Cook married Susan J. Noe on September 8, 1867. W. [William] P. Neel married Nancy Noe on March 10, 1862. John H. Cooke married Lucinda Noe on June 17, 1852. George S. Blair married Purlina A. Noe on December 24, 1851. John H. Old married Mary Noe on June 5, 1858. George W. Noe married Elizabeth Matthews on April 11, 1860. Benjamin Noe married Martha Noe on October 22, 1867.

Tennessee Marriages 1780-2002: James A. Sumwey married Martha E. A. Noe on August 19, 1863 in Davidson Co.

Tennessee, Civil War Confederate Pension Application Index on Ancestry.com: James Bailey Montgomery was the soldier and Mandy Facilian Montgomery was the widow.

885. Norman, Mrs. Elizabeth Died February 1850, unknown.

Note: She was probably the wife of Henry Norman, who died about 1868 (see Vol. III)

Rutherford Co. TN US Census Mortality Schedules: Elizabeth Norman, 60, married, born in SC, died February 1850 of unknown causes..

886. Norman, Nancy (Mulatto) Died August 1859, unknown.

Rutherford Co. TN US Census Mortality Schedules: Nancy Norman (Mulatto - slave), 21, died August 1859 of consumption.

887. North, Susan T. [May - Smith – Smotherman] Died September 29, 1876, intestate.

Note: 2nd Wife of Anthony North. She was the daughter of Robert & Susannah G. [Jarratt] May. She 1st married Charles G. O. Smith; 2nd married Eldridge Smotherman; 3rd married Anthony North

October 26, 1876, Chancery Court: Susan [May - Smith – Smotherman] North et al vs J. N. Holt et al. The court noted the death of Susan [Smith - Smotherman] North and listed her children as Richard Smotherman, Joseph Smotherman, P. Smotherman, William Smotherman, Medicus Smotherman, Eldridge T. Smotherman and Sallie S. Smotherman. The latter two were minors.

Rutherford Co., TN Marriage records: Charles G. O. Smith married Susan T. May on January 9, 1837. Eldridge Smotherman married Susan T. Smith on July 17, 1844. Anthony North married [Mrs.] Susan [Smith] Smotherman on December 28, 1866. Anthony North married Sarah Laurence on November 5, 1832.

1850 Marshall Co., TN Census: Eldridge Smotherman, 27; Susan Smotherman, 30; John Smotherman, 10; James Smotherman, 5; Richard Smotherman, 3; Robert Smotherman, 1

1860 Rutherford Co., TN Census, Dist. 12 (May): E. Smotherman (m) 36; S. Smotherman (f) 40; James Smotherman 16; R. Smotherman (m) 14; R. Smotherman (m) 12; J. Smotherman (m) 10; W. Smotherman (m) 8; Teo Smotherman (m) 6; E. Smotherman (m) 4; R. Smotherman (?F) 14; J. Smotherman (m) 12; S. Smotherman (f) 65 NC.

1870 Rutherford Co., TN Census, Dist. 11: Anthony North, 60 VA; Susan North, 50; Theoderick North, 18; Thomas North, 16; Charles North, 13; Eldridge Smotherman, 13; Sallie Smotherman, 9

North Cemetery, North Rd.: Susannah T. North, wife of Anthony North, Esq., 6 Dec 1819 - 29 Sep 1876.

888. North, Theoderick Died in December 1859, testate. [Cont'd from Vols. II & III].

Rutherford Co. TN US Census Mortality Schedules: Theo. North, 56, married, born in VA, died December 1859 of consumption.

889. Nunn, Francis Died before October 5, 1857, intestate.

October 5, 1857, Circuit Court Enrollment Book, pg. 189: John William Nunn; Sarah Ann Nunn; Martha J. Nunn; Hiram G. Nunn; Rufus W. Nunn and Francis B. A. Nunn, children of Francis Nunn (deceased) had petitioned by their guardian, John F. Fuquay. Mary G. Nunn was the widow. A certificate for a land warrant for one hundred sixty acres had been issued to them. The certificate was of no use to them and they petitioned to sell it and divide the proceeds. It was sold for \$149.

1840 Lawrence Co., TN Census: Francis Nunn, 30-39; 2 males under 10; 1 female, 60-69; 1 female, 30-39; 2 females under 10.
1850 Lawrence Co., TN Census: Mary G. Nunn, 38 NC; John W. F. Nunn, 18; Sarah A. Nunn, 16; Martha A. Nunn, 13; Hiram G. Nunn, 10; Rufus W. Nunn, 8; Francis B. A. Nunn, 6.

Nunn Cemetery, also called Mars Hill Cemetery, Chatham Springs Rd.: Francis Nunn, 6 July 1752 - 25 Oct 1813/1815, & wife, Marcy Nunn, 12 May 1754 - 27 Dec 1839.

890. Oliphant, Harriet Died before August 1, 1870, intestate.

August 1, 1870, County Court: The court noted the death of the intestate and appointed William N. Mason as administrator.
March 4, 1874, County Court: A settlement and prorata distribution of the estate of the deceased was presented to the court and accepted for recording.

1860 Franklin Co., TN Census, Estill Springs: A. J. Mason, 36, merchant; Martha Mason, 27; Maud Mason, 6; Adella Mason, 4; L. Mason (f), 3; Caroline Mason, 1; Harriet Oliphant, 7; W. B. Clements, 24 clerk.

891. Orr, Temperance [Miller] Died May 14, 1876 probably in Bedford Co., TN, intestate.

Note: She was the wife of William C. Orr and daughter of Nathaniel (died 1874 - see above) and his 1st wife, Judith [Kirby] Miller.

October 16, 1876, Chancery Court: Thomas Miller, administrator & others vs W. [William] A. Hill & others: The death of defendant Temperance [Miller] Orr was noted.

May 7, 1878, County Court: Mrs. Martha A. [Read] Miller, widow of N. [Nathaniel] Miller, Thomas Miller & others vs Flora Miller & others. Temperance [Miller] Orr had died and had left four children to wit: Davis F. Orr, William M. Orr, Mary A. Orr and Minnie J. Orr, minors under guardianship of W. [William] C. Orr. The court had ordered the clerk to issue a scire facius to the Sheriff of Bedford Co. to have the defendants before the court to show cause why the cause should not be revived against them. W. [William] A. Hill had also died and his wife, Martha [Miller] Hill, would stand in his stead.

July 2, 1878, County Court: The Supreme Court had ruled that the County Court had erred when it ordered the dower be allotted before the homestead of \$1000 was allotted. Commissioners were appointed to allot first a homestead valued at \$1000 to include the dwelling house and other improvements and then allot the dower from the remaining lands.

Rutherford Co., TN Marriage records: William C. Orr married Temperance Miller on January 5, 1854. W. A. Hill married Martha Miller on December 19, 1860.

1860 U. S. Censns, Bedford Co., TN: W. C. Orr (m), 30; Temperance Orr, 29; William M. Orr, 3; D. F. Orr, 1.

Burns Cemetery at Burns Chapel, Bedford Co., TN: William Carroll Orr, 13 Feb 1829 - 21 Nov 1898, & wife, Temperance Miller Orr, 15 May 1830 - 14 May 1876. Married 1854.

892. Osborn, Eliza Died before October 7, 1872, intestate.

October 7, 1872, County Court: John N. Clark was allowed \$5 for holding an inquest on the body of Eliza Osborn (deceased).

893. Osborn, William T. Died before December 4, 1876, intestate.

December 4, 1876, County Court: The court noted the death of W. T. Osborn and appointed Joseph F. Brooks as administrator. Commissioners were appointed to set apart provisions for one year for Mrs. Sallie [Jordan] Osborn, widow of the deceased.

December 22, 1876, County Court: Commissioners had set aside thirty barrels of corn and the shucks from said corn; all the pork on hand; fifty pounds of sugar; twenty-five pounds of coffee; ten pounds of lint cotton; one barrel of salt and \$50 for other family supplies to Mrs. Sally [Jordan] Osborn, widow of the deceased, as provisions for one year.

February 8, 1877, County Court: The sale list of personal property that had sold at auction was presented to the court. Sallie [Jordan] Osborn had purchased one items at the sale.

Rutherford Co., TN Marriage records: W. T. Osborn married S. E. Jordan on October 28, 1873.

894. Ott, Anderson D. Died before January 8, 1868, intestate. [Cont'd from Vol. III].

Note: He was the son of John Ott, who died in 1854 (see Vol. II). He 1st married Mary Ann Kelton in 1836; 2nd married Jane M. Kelton in 1844.

April 30, 1875, Chancery Court: W. [William] A. Ott, administrator [and son] vs George W. Tarpley [married to daughter, Ann E. Ott] et al. Mrs. Jane M. [Kelton] Ott was in default on a note for \$85.33 that she had given the Clerk & Master on October 5, 1874, for the remainder of her dower land.

October 19, 1875, Chancery Court: W. A. Ott, administrator vs George W. Tarpley et al. The administrator had received \$1387.22 from sale of lands and had paid out \$1381.64. He held a note on G. W. Tarpley for \$516.36 credited with \$350 due December 25, 1874 that counsel had advised him not to enforce. He also had two judgments in his favor. He had petitioned the court to turn over all the notes to the Clerk & Master for collection. The court agreed and so ordered.

April 18, 1876, Chancery Court: Mrs. J. [Jane] M. [Kelton] Ott had paid the final payment on the remainder interest in the dower assigned to her. A decree of title was issued.

895. Ott, Jesse Nathaniel Died between July 10, 1871 and November 6, 1871, testate.

Note: Son of John Ott, who died 1854 (see Vol. II)

Will dated July 1871. Will probated November 6, 1871. First: The testator authorized the executors to sell real estate as necessary to pay debts. Second: The testator charged his son, Henry C. Ott, \$100 for an advance of a horse, saddle and bridle. Likewise, he charged his daughter, Luann [Ott] Smith, \$100 for horse saddle and bridle and \$250 for timber for improvement of the farm of her husband, A. T. Smith. These advancements were to be accounted for in the distribution of the estate. The estate was to be distributed according to law. Lastly: The testator appointed son, Henry C. Ott, and son-in-law, A. T. Smith, as executors.

November 6, 1871, County Court: The will of the deceased was presented in court for probate, was proven and recorded.

November 8, 1871, County Court: The court appointed commissioners to set aside sufficient provisions for Mrs. Mary Ann [Bishop] Ott, widow of J. N. [Nathaniel] Ott (deceased).

December 4, 1871, County Court: A. T. Smith, executor of the estate, submitted an inventory of notes and accounts belonging to the estate and a listing of property that had been sold on November 16, 1871. Commissioners also had reported they had set apart to Mary Ann [Bishop] Ott, widow of J. N. Ott (deceased), sufficient provisions for one year.

February 5, 1872, County Court: H. [Henry] C. Ott, one of the executors of the estate, had resigned his duties and was discharged from any future liability.

June 7, 1877, County Court: A. T. Smith, executor of the estate, made an estate settlement with the court..

August 5, 1906, Chancery Court: Nat Wright, Sr., et al vs J. A. Ott, et al. In a deposition given April 27, 1906, J. [James] A. Ott, son of the testator, had stated that his father had left the real estate to his mother for her lifetime and then it was to be divided equally among the children. The land had been divided on April 3, 1894, before the testator's widow died because she was about to die and wanted the land partitioned. The subject of the deposition was the title to a tract of 540 acres that his father had purchased from A. J. Lewis and Margaret Lewis.

Rutherford Co., TN Marriage records: J. N. Ott married Mary Ann Bishop on December 19, 1847. A. T. Smith married Lou A. Ott on January 12, 1870.

1860 Rutherford Co., TN Census, Youree Dist: J. N. Ott (m), 36; M. A. Ott (f), 40; H. C. Ott (m), 12; Louiza Ott, 10; I. H. Ott (m), 8; H. J. Ott (f), 5; M. H. Ott (f), 2.

1870 Rutherford Co., TN Census, Dist. 23 (Youree's): Natt Ott, 43; Mary Ott, 49; Henry Ott, 21; Florence Ott, 14; Matilda Ott, 11; James Ott, 8.

Ott Cemetery, Coleman Rd.: Mary A. Ott, wife of Jesse N. Ott, 8 June 1817 - 24 July 1895.

896. Overall, Carter (colored) Died July 4, 1873, intestate.

January 5, 1874, County Court: The Poor House Commissioner's report listed the death of Carter Overall (colored) on July 4, 1873.

897. Overall, Isham (colored) Died June 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: Isham Overall (colored - slave), 20, died June 1849 by drowning.

898. Overall, James G. Died May 2, 1874, testate.

Note: James G. Overall was the son of Robert & Mary [Espey] Overall (see Vol. III). He married about 1837, Rachel Webb Davis, daughter of Baxter & Mary Davis.

Will dated April 24, 1874. Will probated June 1, 1874. First: The testator willed and bequeathed his body to the earth and his soul to God. Second: The testator directed that his funeral expenses and just debts be paid as soon as possible. Third: The testator willed to his wife, Rachel W. [Davis] Overall, the land that he lived on known as the McCulloch Farm and all appurtenances thereto during her natural life or widowhood and to dispose of as she make think proper. The testator gave his wife control of all money, stock and farming utensils, household and kitchen furniture etc that he died in possession of and required her to care for his son, Robert, and to educate and provide for his two youngest sons, Capers and Nat, until they become of age and not make them equal with the amount he gave to his older children. Fourth: The testator willed and bequeathed to his four sons to wit: Asbury, Preston, John and Capers, all the lands and appertences there to that he owned in the 16th and 22nd districts of Rutherford Co., about 430 acres of land, to be equally divided or disposed of and the proceeds equally divided among them. Fifth: The testator also gave his son, Asbury, \$600 in accounts that he held on him over an above what he gave the other children with the understanding that he is to assist his mother in management of her affairs free of charge. Sixth: The testator willed to his son, W. J. Overall, all that he had previously let him have and a \$400 notes that he held against him, about \$3000. Seventh: The testator believed that his son, Robert, would never be able to attend to business again so he made provisions for his wife to care for him. Eighth: His wife, Rachel W. [Davis] Overall, was appointed executrix to his will.

June 1, 1874, County Court: The will of James G. Overall (deceased) was presented for probate, was proven and recorded.

August 3, 1874, County Court: Rachel W. [Davis] Overall renounced her right to qualify as executrix. The court appointed A. [Asbury] M. Overall administrator with the will annexed.

October 5, 1874, April 6, 1876, August 7, 1878, May 3, 1880, November 12, 1881, County Court: W. J. [William Jeff] Overall was appointed guardian for L. L. C. [Capers] Overall and N. [Nat] D. Overall, minor children of James G. Overall (deceased).

October 21, 1874, County Court: A. [Asbury] M. Overall, administrator, submitted an inventory of the estate property.

November 7, 1877, County Court: A. [Asbury] M. Overall, administrator of the estate, made a final estate settlement with the court. The settlement contained a payment of \$3000 to W. J. Overall, guardian for N. [Nat] D. Overall, as per the will.

1860 Rutherford Co., TN Census, Jordan's Dist. (Milton): J. G. Overall (m), 44; R. W. Overall (f), 40 KY; Robert Overall, 19; A. M. Overall (m), 16; Preston Overall, 12; J. A./H. Overall (m), 10; T. B. Overall (m), 7; L. C. Overall, 3.

1870 Rutherford Co., TN Census, Dist. 16 (Milton): J. G. Overall, 56; Rachel Overall, 50; R[obert] B. Overall, 28; A[sbury] M. Overall, 26; Preston Overall, 22; John E. Overall, 19; T. B. Overall (m), 16; L. C[apers] Overall, 13; N[at] D. Overall, 7.

McCulloch-Overall Cemetery, River Rock Rd.: James G. Overall (broken marker) 23 May 1814 - 2 May, 1874; & wife, Rachel W. Overall, ___ 1819 - 11 Apr 1894. Robert B. Overall, son of James G. & Rachel W. Overall, 30 Apr 1841 - 27 July 1874. N. P. Overall, son of James G. & Rachel W. Overall, 6 Oct 1848 - 11 Apr 1894. John H. Overall, son of James G. & Rachel W. Overall, 28 Aug 1850 - 29 Jan 1905. William Jeff Overall, 2 Aug 1838 - 3 Apr 1908; & wife, Clementine Hutcherson Overall, 8 July 1842 - 23 May 1908.

899. Overall, Mary J. Died March 1850, unknown.

Rutherford Co. TN US Census Mortality Schedules: Mary J. Overall, 25, died March 1850 of Typhoid Fever.

900. Overall, Robert B. Died July 27, 1874, intestate.

Note: Son of J. [James] G. and Rachel W. [Davis] Overall – see above.

August 3, 1874, County Court: The court noted the death of Robert B. Overall and appointed A. [Asbury] M. Overall as administrator of the deceased's estate.

December 8, 1874, County Court: An inventory of the estate of R. B. Overall (deceased) was presented to the court.

November 7, 1877, County Court: A. M. Overall, administrator of the deceased's estate, made a settlement with the court.

U. S. Civil War Soldiers, 1861-1865: Robert B. Overall 18th Regiment, Tennessee Infantry, Confederate.

McCulloch-Overall Cemetery, River Rock Rd.: Robert B. Overall, son of James G. & Rachel W. Overall, 30 Apr 1841 - 27 July 1874.

901. Overall, William S. Died before December 6, 1858, testate. [Cont'd from Vols II & III].

Note: William S. Overall was the son of Isaac H. (died 1857 - see Vol. II & III) & Sophia Overall. His sister, Lucretia H. Overall, married Minos L. Fletcher.

July 7, 1875, April 6, 1876, County Court: M. [Minos] L. Fletcher, guardian for Fannie M. Overall, a minor heir of W. S. Overall (deceased), made a settlement with the court.

902. Owen, Charles E. Died April 1867, intestate. [Cont'd from Vol. III].

Note: Son of Thomas Owen, who died ca December 1859. Widow: Eliza [Fuller] Owen.

April 6, 1875, County Court: Charles F. Nolen, guardian for Elizabeth Owen and Ida P. Owen, minor heirs of Charles E. Owen (deceased), made a settlement with the court.

July 5, 1877, County Court: W. [William] T. Mitchell & wife, Mahala [Owen] Mitchell, citizens of Virginia vs John Owen, a non-resident and place of residence unknown and against Moses T. Nolen and four minor children to wit: Cora L. Nolen, William H. Nolen, Ida P. Nolen and Daisy B. Nolen who had no guardian; Thomas Reeves and wife, Susan [Owen] Reeves; W. [William] B. Owen, Jr.; Elizabeth Owen and Ida P. Owen, the last two were minors. The court had charged the clerk to determine if the land could be divided into seven general shares without injury to any of the parties. Charles Owen (deceased) had left a widow, Eliza [Fuller] Owen, who had had her dower assigned.

November 6, 1877, County Court: W. T. Mitchell & wife, Mahala [Owen] Mitchell vs John Owen, M. [Moses] T. Nolen & others. Charles E. Owen (deceased) left surviving him a widow, Eliza [Fuller] Owen; and the following named children to wit: Mahaly [Owen] Mitchell, daughter and wife of W. [William] T. Mitchell; Sallie [Owen] Nolen, daughter and wife of Moses T. Nolen, who had died leaving the following children to wit: William H. Nolen, Cora L. Nolen, Ida Nolen & Daisy B. Nolen; Susan [Owen] Reeves, daughter and wife of Thomas Reeves; John Owen; W. [William] B. Owen Jr., Elizabeth Owen and Ida P. Owen. The intestate had owned 302 acres when he had died. 110 acres had been set aside for dower. John Owen and W. [William] B. Owen Jr. had sold their one-seventh shares to M. [Moses] T. Nolen. The petitioners were of age and wanted their share of the land set apart in severalty. The court had appointed commissioners to partition the land.

November 7, 1877, County Court: M. T. Miller, guardian for Elizabeth Owen and Ida P. Owen, minor heirs of Charles E. Owen (deceased), made a settlement with the court.

March 4, 1878, County Court: William Mitchell and wife, Mahala [Owen] Mitchell vs John Owen & others. The commissioners had reported on the partitioning of the land to wit: #1, Ida P. Owen, 25 acres and 7 acres of woodland. #2, Mrs Susan [Owen] Reeves, 21 acres. #3, Elizabeth Owen, 25 acres. #4, Mrs. Mahala [Owen] Mitchell, 22 acres. #5, William H. Nolen, Cora L. Nolen, Mary Ida Nolen and Daisy B. Nolen, children of M. [Moses T.] Nolen, 33 acres. #6 & #7, Moses Nolen who had owned the interest of John Owen and William Owen for two shares, 34 acres and a lot of woodland containing 9½ acres. The shares of Moses Nolen were vested in M. Pitts as a result of a court case that probably would be appealed.

June 7, 1881, County Court: H. [Henry] C. Parker was appointed guardian of Ida P. Owen, a minor child of C. E. Owen (deceased).

July term, 1884, County Court: The court clerk reported the following heirs at law of Charles Owen (deceased) to wit: Mahala [Owen] Mitchell, wife of W. T. Mitchell; Sallie [Owen] Nolen (deceased), leaving four children to wit: Cora Nolen, William Nolen, Mary Nolen and Eliza Nolen; Susan [Owen] Reeves, wife of Thomas Reeves; Elizabeth [Owen] Compton, wife of Logan Compton; Ida Owen; John Owen and William Owen. John Owen and William Owen had conveyed their interests in the land to M. [Moses] T. Nolen. He had conveyed the same in trust to James Clayton who had conveyed it to H. [Henry] H. Clayton and J. [James] B. Murfree who then owned two-sevenths of the land. The court had declared the land could not be equitably partitioned and had ordered it sold. The land had been auctioned on October 11, 1884, and had sold for \$7.45 an acre. The purchaser had failed to comply with terms of sale so the land had been resold and brought \$7 per acre.

Rutherford Co., TN Marriage records: Charles E. Owen married Eliza Fuller on December 29, 1842. Thomas W. Reeves married Susan F. Owen on November 24, 1873. L. L. Compton married Bettie Owen on November 30, 1879.

1850 Rutherford Co., TN Census, Brown's Mill Dist.: Charles E. Owen, 37 VA; Eliza Owen, 33 NC; John Owen, 6; Sarah Owen, 4; Susan Owen, 7 months.

1870 Rutherford Co., TN Census, Dist. 22 (Browns Mill): Eliza Owen, 50 NC; Susan Owen, 20; William Owen, 18; Elizabeth Owen 14; Ida Owen, 9.

1880 Rutherford Co., TN Census, Dist. 22 (Browns Mill): Moses Nolen, 43; Cora L. Nolen, 12 daughter; William H. Nolen, 10 son; Mary I. Nolen, 8 daughter; Daisy B. Nolen, 6 daughter.

903. Owen, Frances H. [Tune] Died November 1859, unknown.

Rutherford Co. TN US Census Mortality Schedules: F. H. Owen (female), 38, married, born in VA, died November 1859 of consumption.

Rutherford Co., TN Marriage records: John W. Owen married Frances H. Tune on October 9, 1845.

904. Owen, Julie Died before January 5, 1874, unknown.

January 5, 1874, County Court: W. N. Mason, Esq. had been allowed \$5 for holding an inquest on the body of Julie Owen (deceased). Dr. C. M. McKay had been allowed \$5 for holding a post mortem exam of the body of Julie Owen (deceased).

905. Owen, Susan (colored) Died January 1860, unknown.

Rutherford Co. TN US Census Mortality Schedules: Susan Owen (colored - slave), 80, born in VA, died January 1860 of old age.

906. Owen, Thomas Died in November 1859, testate. [Cont'd from Vols. II & III].

Rutherford Co. TN US Census Mortality Schedules: Thomas Owen, 83, widowed, born in VA, died in November 1859 of dropsy.

907. Owens, Martha J. [Sullivan] Died before November 2, 1875, intestate.

Note: Hampton Sullivan died in 1867 (see Vol. III) leaving a widow, Mrs. Martha Jane Sullivan, and daughter, Martha Jane Sullivan, and other children.

November 2, 1875, County Court: The court noted the death of Martha J. [Sullivan] Owens and appointed T. P. Barnes as administrator of the estate.

March 9, 1876, County Court: The administrator of the estate presented an inventory and sale list of the estate to the court.

May 6, 1878, County Court: T. P. Barnes, administrator, made an estate settlement with the court.

Rutherford Co., TN Marriage records: Cyrus Owens married M. J. Sullivan on December 4, 1873.

908. Pafford, Wiley Died before October 2, 1871, intestate.

October 2, 1871, County Court: The court noted the death of Wiley Pafford and appointed John B. Jackson as administrator.

November 6, 1871, County Court: Commissioners had allotted and set apart provisions for one year for Mrs. Sallie E. Pafford, widow of Wiley Pafford (deceased).

January 31, 1872, County Court: John B. Jackson, administrator of the estate, submitted an inventory of the estate that valued the estate at \$119.03.

April 5, 1872, County Court: Commissioners had reported that the amount of money in the hands of the administrator was insufficient for one year's support for the widow and her family.

Rutherford Co., TN Marriage records. Willie Pafford married Lucinda Freeman on April 6, 1841.

1860 Rutherford Co., TN Census, Dist. 1: W. Pafford, 43 VA; Lucinda Pafford, 36; J. S. Pafford (m), 12; W. B. Pafford (m), 11; M. A. Pafford (m), 6; M. W. Pafford (f), 4; M. A. Pafford (f), 8 months.

Fellowship Cemetery, Fellowship Rd.: Lucinda Pafford, 30 Apr 1825 - 11 Apr 1861. William Bryon Pafford, 26 Feb 1851 - 13 Mar 1918.

Lannom Cemetery, Maddox Rd.: Virginia T. Pafford, wife of W. B. Pafford, 19 Oct 1859 - 4 Mar 1895.

909. Palmer, Jane Died April 1850, unknown.

Rutherford Co. TN US Census Mortality Schedules: Jane Palmer, 39, born in VA, died April 1850 of unknown causes.

910. Parker, Levi F. Died bet. 24 Nov 1862 and 3 Oct 1864 [?Civil War death], testate. [Cont'd from Vol. III].

June 27, 1866, Circuit Court Enrolling Docket #3, pg. 360: J. [Jackson] Todd, administrator of L. [Levi] F. Parker (deceased) vs Henry Murfree, principal, and January and Drumright. Suit was for payment of a judgment of \$277.87.

911. Parker, Samuel Died on or about July 20, 1871, testate.

Note: Son of Isaac Parker, who is buried in the Old City Cemetery, Murfreesboro (born, 20 Dec 1809, died 30 Sep 1852).

Will dated April 14, 1871. Will probated August 7, 1871. Executor: James E. Wendel.

The testator loaned his entire estate both real and personal to Dr. James E. Wendel with full power to sell and convey any real estate that the testator had at his death. Dr. James E. Wendel was to act as trustee of the estate for the use and support of Martha Ann Lowe (colored) and the use and support of her female child, Mary Melissa Lowe (colored) during the natural life of Martha Ann Lowe (colored). At the death of Martha Ann, if Mary Melissa had attained the age of twenty-one years that would be September 18, 1881, the testator was to give her absolutely all of his estate. If Mary Melissa died before September 18, 1881, the estate was to be divided amongst the testator's next of kin.

August 7, 1871, County Court: The will of Samuel Parker was presented for probate, was proven and recorded.

October 4, 1871, County Court: James E. Wendel, executor of the deceased, submitted an inventory of the effects of Samuel Parker (deceased).

June 9, 1875, February 5, 1879, October 7, 1880, County Court: James E. Wendel, executor and trustee of the deceased, made an estate settlement with the court.

September 22, 1880, Chancery Court Enrolled Cases #11, pg. 137: John W. Parker and Samuel H. Parker vs H. [Henry] C. Parker; James E. Wendel, executor of Samuel Parker (deceased); Elizabeth [Parker] Donnell and husband, William Donnell; the unknown heirs of Jesse Parker (deceased) and the unknown heirs of Mrs. ? Williams (deceased). H. [Henry] C. Parker and James E. Wendel lived in Rutherford County; Mr. and Mrs. Donnell lived in Illinois and the residence of the remainder of defendants was unknown. Samuel Parker had died on or about July 20, 1871. After James Wendel had completed settling the estate, he had \$346.33 in his hands. Martha Ann Lowe (colored) had died about eighteen months previously. Her daughter, Mary Melissa Lowe, had died early in 1880. Both deaths had occurred before September 18, 1881 so the remainder of the testator's estate was to be divided among the testator's next of kin according to the will and the laws of Tennessee. The testator had died unmarried and without issue. John W. Parker; Samuel H. Parker; H. [Henry] C. Parker were his nephews, the only children of Isaac Parker (deceased) [see Vol. II & III], brother of testator, who died many years prior to the testator. They took one share.

Jesse Parker, another brother, had died several years before the testator and left issue, names unknown. They took one share. Elizabeth [Parker] Donnell was a sister of the testator and lived in Illinois and took one share. Mrs. ? Williams and her husband, Jason Williams, had died prior to the testator and there whereabouts were unknown. The complainants prayed for the sale of a house and lot and the partition of the proceeds

May 9, 1881, County Court: J. E. Wendel, executor and trustee of Samuel Parker (deceased), made a final estate settlement.

912. Parrish, Mary "Polly" R. Died before November 3, 1873, testate.

Note: Polly R. Parrish was the widow of George W. Parrish, who died in 1832 - see Vol. I & II

Will dated December 4, 1855. Will probated December 2, 1873. Item 1st: The testatrix willed that her debts and funeral expenses be paid with the first money that became available. Item 2nd: The testatrix bequeathed to her grandson, John S. Jones, son of Lewellen Jones (deceased), a Negro man named Hampton. Item 3rd: The testatrix bequeathed to her grandson, George Miffin Dallas Murphy, a good horse, saddle and bridle to be purchased by her executor when he became of age. Item 4th: The testatrix bequeathed to her daughter, Mary R. [Parrish] Jones, wife of Peter B. Jones, during her natural life free from the control of her husband, all her tract of land in Rutherford Co., TN, where she lived, east of the Murfreesboro & Shelbyville road (except 10 acres disposed of later in the will). Item 5th: The testatrix bequeathed to her daughter, Charlotte R. [Parrish] Fleming, wife of Thomas Fleming, free from control and management of her husband, all of her tract of land in Rutherford Co., TN, west of the Murfreesboro & Shelbyville road together with 10 acres of woodland to be set off out of the lands on the east side of said road. Item 6th: The testatrix bequeathed all the lands before given to her two daughters during their lifetimes free from control of their husbands (except one acre including the graveyard) to be divided into eight equal shares in value – two shares went to Martha W. Jones, daughter of Mary R.[Parrish] and Peter B. Jones; one share to Lewellen Epps Jones, son of Peter B. and Mary R. [Parrish] Jones; one share to Thomas H. Fleming, son of Thomas & Charlotte R. [Parrish] Fleming; one share to John Franklin Fleming, son of Thomas & Charlotte R. [Parrish] Fleming; one share to Mary J. [Murphy] Floyd, wife of Joshua Floyd & daughter of Louisa Murphy; one share to Mary Elizabeth Fleming; one share to Sarah Ann America Fleming, the last two were children of John and America [Parrish] Fleming. Item 7th: The balance of the estate was to be sold by the executors and after all the debts were paid, the legacy paid to G. M. D. [George Miffin Dallas] Murphy and other charges were paid, the balance was to be divided amongst the grandchildren who received the land, the shares to be distributed as in Item 6th. Item 8th: The testatrix nominated James F. Fletcher and Robert L. Sims as her executors.

November 3, 1873, County Court: The will of the deceased was presented for probate and proven by one subscribing witness. The will was filed until the other subscribing witness could come to court.

December 2, 1873, County Court: The second subscribing witness had died so the court had called three witnesses who had sworn to the validity of his signature and the will had been proven and recorded. The nominated executor had renounced his right to qualify and the court had appointed Edwin Arnold as administrator with the will annexed. He had posted a bond for \$2000.

January 17, 1874, County Court: Ed Arnold, administrator, submitted a list of notes due and articles that had been sold at auction.

March 5, 1878, County Court: Edwin Arnold, administrator vs James C. Coleman & others. The clerk had been charged to determine what bonafide debts the estate owed, how much land she had owned and whether it would be necessary to sell any or all of the land to pay debts.

December 12, 1878, Chancery Court Enrolled Cases #9, pg. 578: Edwin Arnold, administrator of the estate of Mary Parrish (deceased) vs James Coleman and wife, Elizabeth [Fleming]; William Hope and wife, Ann America [Fleming] Hope; and Charlotte [Parrish] Fleming, all of Rutherford Co.; Mary R. [Parrish] Jones, Martha W. Jones and Llewellyn Epps Jones of Bedford Co.; G. W. Morris and wife, Mary J. Morris of Kentucky. In item 3 of the will, the testatrix had bequeathed the land where she had lived to her daughters. In item 6 of the will, she had divided the same land into eight equal shares. George Miffin Dallas Murphy had received a bequest in item 3 of the will but he died before he became of age making the bequest null and void. On July 20, 1860, after the testatrix had made her will, she had conveyed 60 acres of land to John S. Jones who later died. This was the land she had willed to Charlotte [Parrish] Fleming. The heirs of John S. Jones (deceased) were holding the land. Mary "Polly" R. Parrish had died seized with only that part of the tract she had bequeathed to Mary R. [Parrish] Jones. Thomas H. Fleming and John Franklin Fleming had died long before the testatrix. Joshua Floyd had died and his widow had married G. W. Morris and they lived in Kentucky. Ann America Fleming had married William Hope and Elizabeth Fleming had married James Coleman. Charlotte Fleming was the only heir of Thomas H. and John Franklin Fleming (deceased). Only \$340 had been available for the payment of debts and it had been suggested that the estate was insolvent as bonafide debts totaled about \$600. Plaintiff had prayed for a decree to sell the remaining real estate to pay the debts.

Rutherford Co., TN Marriage records: Peter B. Jones married Mary R. Parrish on January 2, 1836. Thomas F. Fleming married Charlotte Parrish on September 20, 1831. Joshua Floyd married Mary J. Jones on August 31, 1854. G. W. Morris married Mary J. Floyd on December 29, 1867. John Fleming married America Parrish on January 22, 1835. John Murphy married Elizabeth R. Parrish on December 29, 1839. Ezekiel Murphy married Louisa T. Jones on December 27, 1835.

913. Parrish, Thomas L. Died before December 1, 1858. [Cont'd from Vol. II].

July 4, 1860, Circuit Court Enrollment Docket #1, pg. 109. The deceased had left a widow, Sarah Jane [McCoy] Parrish and two children, Franklin H. Parrish and Mary Frances Parrish.

Rutherford Co., TN Marriage records: Thomas L. Parrish married Sarah J. McCoy on January 4, 1848.

914. Partee, N. [Narcissa] L. A. [Smith] Died August 1865, intestate.

Note: She was the widow of Charles M. Partee who died in August 1861 - see Vol. II. They married July 4, 1822. Heirs were Josephine Mangrum, formerly Josephine Easley, formerly Josephine Partee and Rodolphus G. Partee, who had a daughter, Josephine [Partee] Stoddard.

May 26, 1876, Chancery Court: A. J. Mangrum & wife & others vs R. [Rodolphus] G. Partee and others. \$1061.13 of the funds of Josephine [Partee - Easley] Mangrum and \$669.07 of the funds that belonged to Josephine [Partee] Stoddard, had been collected by defendant, R. [Rodolphus] G. Partee as executor of the will of N. [Narcissa] L. A. Partee (deceased), and had been invested by R. G. Partee in a 168 acre tract of land. He had taken the title in his own name and right. The court had divested title from R. G. Partee and had vested it with Josephine [Partee - Easley] Mangrum and Josephine [Partee] Stoddard for as much of the land as their funds had paid for. The court had ruled that the land was not liable for the debts of R. G. Partee (deceased). The verdict had been appealed to the Supreme Court by creditors of R. G. Partee.

Rutherford Co., TN Marriage records: Charles M. Partee married Narcissa L. A. Smith on July 4, 1822. Rudolphus G. Partee married Polemna T. [Tennie] Miles on February 14, 1854. **Note**: She was the daughter of Patterson & Dicey [Moore] Miles (see above).]

1850 Rutherford Co., TN Census, Maury Co., TN: Charles M. Partee, 53 NC; Narcissa Partee, 42 NC; R. G. Partee, 21.
1870 Rutherford Co., TN Census, Dist. 21 (Flemings): R. G. Partee, 35; Tennessee Partee, 31; Charles Partee, 12; William Partee, 11; Florence Partee, 8; Walter Partee, 6; Josephine Partee, 4; Rodolph Partee, 3 months.

915. Partlow, Sarah Jane [Arnold] Died on or about May 1, 1872, in Laclede Co., Missouri.

Note: Wife of J. [James] W. Partlow and daughter of William Arnold (deceased). See Elijah Arnold above for information.

November 13, 1882, Chancery Court: In a deposition, J. W. Partlow had testified that he was 55 years of age, was a resident of Laclede Co., MO and he had married Sarah J. Arnold, a daughter of William Arnold. She had died in Laclede Co., MO, about May 1, 1872.

Rutherford Co., TN Marriage records: James W. Partlow married Sarah Jane Arnold on July 4, 1847.

1850 Rutherford Co., TN Census, Fall Creek Dist: James Partlow, 23; Sarah Jane Partlow, 22; William A. Partlow, 2
1870 U. S. Census, Laclede Co., MO: James W. Partlow, 43 TN; Sarah J. Partlow, 41 TN; Thomas A. Partlow, 20 TN; Benjamin A. Partlow, 18; James N. Partlow, 15; Rosebelle Partlow, 12; Rebecca F. Partlow, 10; Cloah E. Partlow, 6 (f); Robert L. Partlow, 4; Edward Partlow, 2.

916. Patterson, Isaac W. Died before September 2, 1850, intestate. [Cont'd from Vol. II].

April 5, 1870, County Court: A. M. McElroy renewed his bond as guardian of John F. Patterson, minor child of Isaac W. Patterson (deceased) and heir at law of John Patterson (deceased).

917. Patterson, Isaac N. Died August 1849, intestate.

Rutherford Co. TN US Census Mortality Schedules: Isaac N. Patterson, 21, married, died August 1849 of a fever.

918. Patterson, James H. Died before April 29, 1871, intestate.

Note: He was the son of John & Mary [Henderson] Patterson of Sumner Co., TN. Mary died ca 1820-30 - see Vol. II.

April 29, 1871, Chancery Court: **Note:** This entry is probably part of the massive Henderson estate located primarily in Vol. II]. James H. Patterson, administrator de bonis non vs W. [William] C. Vaulx & others. Counsel for the complainant announced that James H. Patterson had died and requested that C. B. Rogan, administrator de bonis non, be allowed to revive the suit. The court had agreed over the objection of the defendant.

Tennessee State Marriages, 1780-2002: James H. Patterson married Martha Clendening on July 4, 1816 in Sumner Co.

1850 Sumner Co., TN Census, Dist. 3: James H. Patterson, 58 NC; Martha A. Patterson, 53; Violet L. Patterson, 18; Robert Patterson, 17; Benjamin Patterson, 15; Eliza Patterson, 13; Catharine Patterson, 11.

919. Patterson, John Died in 1870, testate in Sumner County.

April 29, 1871, Chancery Court: John Patterson, guardian of John Patterson, his son vs John Patterson. John Patterson, a citizen of Sumner County, had died in 1870, testate. The guardian and his ward had moved from Sumner Co. to Rutherford Co. The testator in his will after giving sundry devisees to his wife, had devised "all the remainder of his estate, both real, personal and mixed. to his brother, Lawson Patterson; John W. Wadding; John C. Patterson; Dr. John Patterson and the doctor's son, John Patterson, equally, to be divided as they thought proper." The defendant had received 120 shares of stock in the Louisville & Nashville. The complainant had felt the shares would not give a reliable rate of return and had petitioned to sell them and to invest the money at interest. The court had approved the petition to sell the railroad stock and loan out the proceeds for between eight and ten percent interest.

October 30, 1871, Chancery Court: John Patterson, guardian vs John Patterson, a minor. The complainant reported that he had sold 123 shares of Louisville & Nashville Railroad stock for \$78 per share realizing a net total of \$9584 for his ward. The guardian had to execute a new bond for \$19,000.

Rutherford Co., TN Marriage records: John Patterson married Julia Ann Lytle on July 31, 1851. **Note:** Daughter of William F. & Violet Lytle]

1850 U. S. Census, Sumner Co., TN: John Patterson, 53; Elizabeth Patterson, 42; John Patterson, 85 NC.

1860 U. S. Census, Sumner Co., TN: John Patterson, 63; Elizabeth G. Patterson, 52.

1870 Rutherford Co., TN Census, Dist. 13: John Patterson, 45 Physician; Julia Patterson, 34; W. S. Patterson (m), 16; Martha Patterson, 13; John Patterson, 8; Thomas Patterson, 3 and five black servants.

920. Patterson, King W. Died May 1863, intestate. [Cont'd from Vol. III].

May 20, 1865, County Court: Rebecca [Heath] Patterson, widow vs Kinion Carlton, administrator of King W. Patterson (deceased), Temperance Patterson, a feme sole; Martha J. [Patterson] Jones, a feme sole; Mary [Patterson] Crick, a feme sole; Sally Patterson, a feme sole; James Patterson and Amanda Patterson, minors without guardian. None of the children had been married at the time of filing. The intestate had owned two tracts of 125 acres each, a 30 acre tract of cedar land, and a house and lot in Murfreesboro that was the Nashville & Chattanooga Railroad Depot. The widow had prayed for the assignment of dower.

Rutherford Co., TN Marriage records: Richard H. Jones married Martha J. Patterson on November 30, 1854. F. G. [Felix Grundy] Crick married Mary Patterson on October 5, 1860.

921. Patterson, Samuel Died April 6, 1848, intestate. [Cont'd from Vols. I, II & III].

October 11, 1879, County Court and Enrolled Cases #3, pg. 452: R. D. [Prof. Robert David] Jamison & wife, Camilla [Patterson] (both buried in Evergreen Cemetery, Murfreesboro); Miss Elizabeth Patterson, citizens of Rutherford Co.; J. W. [John Williamson] Manier & wife, Margaret "Maggie" [Patterson] of Marshall County; vs S. A. [Samuel Alexander] Patterson of Rutherford Co.; J. Henry Patterson of Alabama; Camilla Sims and Thomas Sumner Sims, both minors without guardians. Samuel Patterson had died leaving considerable real and personal property. He had left a widow, Camilla Patterson, and the following children to wit: Camilla Patterson, Margaret Patterson, Elizabeth Patterson, Nancy Patterson, J. Henry Patterson, [Samuel] Alexander Patterson and Joseph W. Patterson and an infant who had died soon after the intestate. Joseph W. Patterson had died shortly after the death of his father, unmarried and without issue. Camilla Patterson had married R. D. Jamison and Margaret had married J. W. Manier; Nancy had married B. E. Simms and she had died intestate in 1875 leaving two children named above. The Circuit Court had assigned the widow a dower where she lived until she died in August 1879. The dower had consisted of 170 acres of land plus 10 acres of cedar land. On April 27, 1866, Jordan & Elliott had obtained a decree against J. Henry Patterson for \$153. The land left by the intestate had been sold on September 3, 1866 and had included his undivided interest in remainder in the dower tract. The title of J. Henry Patterson had been divested out of him and had been vested in Jordan and Elliott. The title to the land had been eventually acquired by S. A. [Samuel Alexander] Patterson who had conveyed title on February 10, 1872, to Mrs. Nancy [Patterson] Sims, mother of Camilla Sims and Thomas Sumner Sims. At her death, she had owned three-sixths interest in the remainder of the dower. The remaining three-sixths had been owned as follows: one-sixth by Mrs. Camilla [Patterson] Jamison, wife of R. D. Jamison; one-sixth by Miss Elizabeth Patterson and the remaining one-sixth by Margaret [Patterson] Manier, wife of J. W. Manier. The petitioners had asked that commissioners be appointed to partition the land in severalty to the share holders.

Rutherford Co., TN Marriage records: Robert Jamison married Camilla Patterson on December 26, 1860. Bartlett E. Sims married Nannie B. Patterson on March 7, 1867. John Williamson Manier married Maggie Patterson on March 27, 1878.

922. Patton, Joseph C. Died before October 6, 1856, intestate. [Cont'd from Vol. II & III].

Note: Widow, Judith C. [Edwards] Patton

December 6, 1875, January 10, 1877, County Court: Mrs. J. C. [Edwards] Patton, guardian for Joseph T. Patton, a minor heir of J. C. Patton, made a settlement with the court.

923. Patton, Paul Citizenship

October 22, 1856, Chancery Court Minute Book C, pg. 51: Paul Patton was a native of France and had emigrated more than three years previous at the age of twenty-one. He swore an oath to the Constitution and was declared a citizen.

Rutherford Co., TN Marriage records: Paul Patton married Mahala Newman on January 30, 1840.

1850 Rutherford Co., TN Census, Big Spring Dist.: Paul Patton, 35, France; Mahala Patton, 28; James N. Patton, 8; Lorenza Patton, 4; John W. Patton, 3; Lucy J. Patton, 6 months.

924. Payne, Andrew B., Jr. Died before November 1, 1873, intestate.

Note: Jacob Payne died ca 1847 (see Vol. I & II), left an inheritance to his grandson, Andrew B. Payne, born ca 1840, who was son of Andrew B. Payne (Sr.) who died ca Spring 1841 (see Vol. I). Joseph S. Payne was also a son of Jacob Payne.

December 17, 1869, Chancery Court: Henderson Anderson vs W. [William] S. Posey & W. [William] Y. Posey, non-residents of Tennessee. On June 6, 1859, W. [William] S. Posey had been appointed by the County Court as guardian for Andrew B. Payne with W. [William] Y. Posey and the plaintiff as securities for his bond. In October 1866, Andrew B. Payne had become of age and had obtained a judgment against the plaintiff for \$1567.01. W. [William] S. Posey and W. [William] Y. Posey had owned 1/35th part of a tract of land. The plaintiff had been seeking an injunction to keep the defendants from selling the land or collecting any rents therefrom. The court had ordered the clerk to sell the defendants interest and to apply proceeds to the debt although it would not be sufficient to pay the defendant's liability.

November 1, 1873, Chancery Court: G. [George] W. Buchanan & others vs A. [Andrew] B. Payne & others. The court noted that A. [Andrew] B. Payne had died and the receiver was directed to appear at the next session of the court.

Rutherford Co., TN Marriage records: A. B. Payne married Ada Buchanan on September 13, 1866 in Rutherford County,

1870 Rutherford Co., TN Census, Dist 3: A. B. Paine, 30; Adah Paine, 27; C. E. Ewen (f), 31; W. A. Ross (m), 16; Annie Ewen, 14; Adah Ewen, 4; James Ross, 14; Joseph Ross, 11; Eugenia Ross, 10; James Paine, 3.

925. Peak, James M. Died before March 7, 1870, intestate.

Note: This James M. Peak (born ca 1856) was the son of James M. Peak who died February 2, 1857 – see Volume II & III.

March 7, 1870, County Court: The court noted the death of James M. Peak and John Jones was appointed administrator. George W. Peak provided part of the security.

March 22, 1870, County Court: John Jones, administrator of James M. Peak (deceased), made a settlement with the court.

September 2, 1870, May 2, 1872, County Court: John Jones, guardian for Jane Peak, a minor child of James M. Peak (deceased - 1857), made a settlement with the court. Receipts included \$1743.75 collected from J. [John] E. Dromgoole, administrator of J. [James] G. Dejarnett (deceased).

Rutherford Co., TN Marriage records: James M. Peek married Martha W. DeJarnett on January 23, 1849.

926. Peak, Jeffery Died in February 1850, testate. [Cont'd from Vols. II & III].

Note: Widow, Agnes Peak, who died by 1859. U. S. Federal Census Mortality Schedules, Rutherford Co.: Jeffrey Peak, 77, married, born in VA, died in February 1850 of consumption.

December 2, 1870, Chancery Court Enrolled Cases #1, pg. 251: Abner Peak by his trustee, G. S. [Giles Scales] Harding vs David Mitchell, executor. Testator's son, Abner Peak, a person of unsound mind, had been awarded \$4000 under the terms of the testator's will to support him until his death. Addison Mitchell, the original trustee, had died. Joseph Lindsey, the replacement trustee had also died as had James G. Dejarnett. The plaintiff had claimed that \$410.95 plus interest of the original fund had not been paid over to his current trustee from the estate of Addison Mitchell (deceased). The plaintiff had prayed for the court to take an account of fund since it had been awarded by the court. The children of James [M.] Peak (deceased) to wit: George [W.] Peak, an adult, and John Peak, a minor, had owned three-fifths of the remainder estate in the \$4000. He had purchased the one-fifth interests of two of the testator's children, William Peak, son, and Mrs. Buckner, a daughter. Mary [Reed] Northcott, wife of John Northcott; Ann [Reed] McGinnis, wife of John McGinnis; and John Reed were the children of Mrs. [Eliza Peak] Reed (deceased), [wife of John Reed] a daughter of testator, and John Reed (deceased), had owned one-fifth interest in the remainder of the \$4000. Emma [Peak] Blanton, wife of N. C. Blanton; Nancy Rogers, wife of Madison Rogers and Mary Bush, wife of ? Bush, had owned one-fifth interest in the remainder of the \$4000.

January 2, 1875, Chancery Court Enrolled Cases #5, pg. 429: Abner Peak by his next friend, George W. Peak had alleged that Giles H. Harding, his trustee by decree of the court, had received \$4290 and had been grossly derelict in the performance of his duty. When he had been appointed trustee, G. H. Harding had given as sureties, John Woods and W. [William] B. Lillard. Since the filing of this bill, both of the sureties had become insolvent having made deeds of trust. Abner Peak had prayed the court to require Giles H. Harding to give other securities as soon as possible to protect his funds.

Rutherford Co., TN Marriage records: N. C. Blanton married Emma Peak on February 14, 1860.

927. Peak, Joseph Died between July 13 and September 6, 1847, testate [Cont'd from Vol. I].

Note: Executors were Nancy "Nannie" Peek/Peak, wife, and Josiah N. Peek/Peak, son. Joseph Peek/Peak owned land in Texas. Nancy Peak, aged 60, was born in Virginia and living with William and Sarah Peak on the 1850 Rutherford Co. census.

October 7, 1872, County Court: Josiah N. Peak, executor of Joseph Peek (deceased), submitted an inventory of the property that had been sold both real and personal that included 99 acres of land. Susan [Peek] Thomson, Eliza Brandon and Elizabeth [Peek] Moore had purchased items at the sale.

March 9, 1876, County Court: Josiah N. Peak, executor of Joseph Peak (deceased), made an estate settlement with the court. The executor had owed the estate \$1458.37.

Rutherford Co., TN Marriage records: Joseph Thompson married Susan Peek on September 21, 1843. Josiah N. Peak married Nancy E. Burchett on May 27, 1847. Albert M. Moore married Elizabeth Peak on November 7, 1850.

928. Peak, Nannie [Nancy] Died before November 6, 1871, intestate.

Note: Widow of Joseph Peak, who died in 1847 - see above.

November 6, 1871, County Court: The court noted the death of Nannie [Nancy] Peak and appointed Dr. J. [James] N. Bridges as administrator of the estate.

1860 Rutherford Co., TN Census, McCracken Dist.: Nancy Peak, 62 VA; Elizabeth Peak, 28; Granville Peak, 7; A. C. Peak, 5.

929. Peak, Watkin or Walker Died before March 24, 1875, testate.

Note: Walker Peak was the son of Simmons Peak, Sr. who died ca 1851 (see Vol. II & III). Cynthia was the wife of Walker Peak.

March 24, 1875, Circuit Court: Thomas H. Fletcher, administrator, and Susan C. [Smith – Fletcher] Nesbitt, widow of A[lexander] Nesbitt (deceased) vs M. [Minos] L. Fletcher, guardian H. C. Wright & others. The court noted that Watkin or Walker Peak had died since he had been declared the purchaser of a tract of land consisting of 76 acres. The purchase money in the amount of \$4565 had been paid since his death. Title to the land had been vested in Mrs. Cynthia Peak for and during her lifetime and after her death to Mrs. Louisa R. Dunn. The tract of land was in Cannon County.

930. Percy, Algernon Died before November 3, 1873, testate.

Will dated November 9, 1869. Will probated November 3, 1873. First: The testator directed that all debts and funeral expenses be paid as quickly as possible. Second: The testator gave one-half acre including the family graveyard to all his children for a burying place. Third: The testator gave his son, John L. Percy, a note that he held on him and hoped that he settled on land of his own. Fourth: The testator gave to his son, William P. Percy, a note that he held on him and hoped that he settled on land of his own. Fifth: The testator gave his son, Robert R. Percy, a note that he held on him and hoped that he settled on land of his own. Sixth: The testator gave his daughter, Martha Ann [Percy] Evans, a tract of land. Seventh: The testator gave his son, James W. Percy, all the remaining land. Eighth: The testator wanted nothing sold except what his executor needed to sell to pay debts. He nominated James W. Percy to be his executor.

November 3, 1873, County Court: The will of Algernon Percy (deceased) was presented for probate, was proven and recorded. James W. Percy had qualified as executor with a bond of \$500 with Thomas Percy and Thomas E. Alsup as securities.

February 4, 1874, County Court: The inventory of the estate of Algernon Percy (deceased) was presented in court and recorded. The executor had also submitted a list of items that had been sold at auction on December 20, 1873.

May 2, 1876, County Court: James W. Percy, executor of Algernon Percy (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: Albert P. Evans married Martha Ann Percy on February 21, 1853. John L. Percy married Sarah Dunaway on January 10, 1844. Robert R. Percy married Nancy J. Harshaw on February 7, 1849. James W. Percy married Martha J. Howell on September 13, 1859.

Tennessee Marriages 1780-2002: Algernon Percy married Lucy Lewis on February 9, 1822 in Wilson Co.

1850 Rutherford Co., TN Census, Valley Dist.: Algernine Percy, 54 VA; Lucy Percy, 50; William Percy, 26; Martha Percy, 19; James W. Percy, 13.

1870 Rutherford Co., TN Census: Algernon Percy, 74 VA; Martha Evans, 35; James Evans, 14; Lovett Evans, 12; Albert Evans, 7.

931. Percy, Martha S. [Jordan] vs Joseph Percy – Divorce.

November 17, 1873, Circuit Court: The defendant forced the petitioner from his house. The court issued a decree of divorce.

Rutherford Co., TN Marriage records: J. S. Percy married Martha A. Jordan on August 9, 1871.

932. Percy, Nancy Died September 1859, unknown.

Rutherford Co. TN US Census Mortality Schedules: Nancy Percy, 76, born in VA, died September 1859

1850 Rutherford Co., TN Census, Valley Dist.: Thomas Percy, 68 VA; Nancy Percy, 65 VA; Elizabeth Percy, 46; Frances Griffin, 21; Martha Griffin, 7.

933. Pearson, Hiram Died before December 6, 1876, intestate.

December 6, 1876, County Court: The court noted the death of Hiram Pearson and appointed S. G. Miller as administrator.

February 5, 1877, County Court: The court appointed P. [Paul] V. Johns as guardian of Matilda B. Johns, Hiram P. Johns and Rebecca P. Johns, his own children and heirs at law of Hiram Pearson (deceased).

February 8, 1877, County Court: An inventory of the personal property of the estate was presented to the court.

March 5, 1877, November 4, 1878, December 2, 1879, February 9, 1881, County Court: Henry Prewitt was appointed guardian for Hiram Pearson, Willie Pearson, Clemmie Pearson and Frank Pearson, minor children of John [M.] Pearson and heirs at law of Hiram Pearson (deceased).

July 5, 1877, County Court: B. [Benjamin] F. Pearson, G. C. [Granville Crockett] Pearson & others, heirs of Hiram Pearson (deceased) vs William Pearson, Hiram Pearson & others, heirs of Hiram Pearson (deceased). The petitioners were adults and the defendants were minors. The intestate had owned about 540 acres of which 350 acres had been cleared. There was a dwelling house and two cabins for hired hands. If partitioned, there would be 10 shares, one subdivided into six parts and another into three parts. The court had decreed that the land could not be equitably partitioned and had ordered it sold in three tracts. The deceased had left surviving him; a widow, Mrs. Matilda E. [Wilson] Pearson, who had died soon after her husband; #1, R. [Richard] W. Pearson, son, who had sold his share to J. [James] C. Todd; #2, W. [William] D.[?F.] Pearson, son, who had sold his share to Hiram Pearson; #3, G. C. [Granville Crockett] Pearson, son; #4, B. [Benjamin] F. Pearson, son; #5, Hiram Pearson, son; #6, Sophia T. [Pearson] Todd, daughter, wife of J. [James] C. Todd; #7, Nancy C. [Pearson] Bingham, daughter, wife of John D. Bingham; #8, Rebecca C. Pearson, daughter; #9, Margaret E. [Pearson] Johns, daughter, wife of Paul V. Johns, had died leaving following children to wit: Matilda B. Johns; Hiram Johns; and Rebecca Johns; #10, John [M.] Pearson, son, had died during father's lifetime leaving following children to wit: Sarah Pearson, Margaret Pearson, both adults; Hiram Pearson, William Pearson, Clemy Pearson, and Franklin Pearson, minors.

September 3, 1877, County Court: B. F. Pearson, G. C. Pearson & others, heirs of Hiram Pearson (deceased) vs William Pearson, Hiram Pearson & others, heirs of Hiram Pearson (deceased). The decree of sale had been renewed.

October 1, 1877, County Court: B. F. Pearson, G. C. Pearson & others, heirs of Hiram Pearson (deceased) vs William Pearson, Hiram Pearson & others, heirs of Hiram Pearson (deceased). The land had been auctioned on September 25, 1877. The homestead tract containing 223 acres had been purchased by Hiram Pearson and Rebecca P. Pearson for \$30.96 per acre. The "Taylor tract" containing 171 acres had gone to J. [James] C. Todd for \$26.05 per acre. The "Todd tract" containing 105 acres had sold for \$30.00 per acre.

March 14, 1878, County Court: S. H. Miller submitted a list of personal property of the estate that had been sold at auction.

November 6, 1878, County Court: B. F. Pearson, G. C. Pearson and other heirs of the deceased vs William Pearson, Hiram Pearson and other heirs of the deceased. The first notes for the land sold had been paid. There was \$7130.07 for distribution. A share was \$713.80. Rebecca P. Pearson; G. C. Pearson; John D. Bingham and wife, N. [Nancy] C. [Pearson] Bingham; B. F. Pearson; J. C. Todd and wife, Sophia T. [Pearson] Todd; Hiram Pearson; J. C. Todd, R. W. Pearson, share by purchase; and Hiram Pearson and W. [William] F. Pearson, share by purchase, each received a full share. Henry Prewitt, guardian for Hiram Pearson, Willie Pearson, Clementine Pearson & F. [Franklin] Pearson, heirs of John [M.] Pearson (deceased), received \$475.85. Henry Prewitt, attorney in fact for Margaret Pearson and [Sarah] Sallie [Pearson] Jakes, adult heirs of John [M.] Pearson (deceased), received \$237.95. The remaining \$713.80 had been designated for P. [Paul] V. Johns, guardian of his own children whose mother had been a daughter of Hiram Pearson (deceased).

April 7, 1879, July 14, 1879, County Court: Paul V. Johns renewed his bond as guardian for Matilda B. [Johns] Miller, Hiram P. Johns and Rebecca P. Johns, his own children and heirs at law of Hiram Pearson (deceased).

October 8, 1879, County Court: B. F. Pearson, G. C. Pearson & others, heirs of Hiram Pearson (deceased) vs William Pearson, Hiram Pearson & others, heirs of Hiram Pearson (deceased). Mrs. Nancy C. [Pearson] Bingham, a feme covert and the wife of John D. Bingham, and one of the daughters of the intestate, had appeared in person and had been examined privately and apart from her husband regarding her interest being the one-tenth of the proceeds from the sale of her late father's land. She had given her permission for the proceeds to be paid to her husband in his own right free from any further claim or equity on her part.

January 7, 1880, County Court: S. G. Miller, administrator of Hiram Pearson (deceased), made a final estate settlement.

September 11, 1880, County Court: B. F. Pearson, G. C. Pearson & others, heirs at law of Hiram Pearson (deceased) vs William Pearson, Hiram Pearson & others, heirs at law of Hiram Pearson (deceased). Hiram Pearson and Rebecca P. Pearson had paid the second and final note on the "Homestead tract" containing 223 acres in the amount of \$3391.85. The total amount that had been paid including their two notes and cash paid on the day of sale was \$6908.71. Title in said tract had been vested in Rebecca B. Pearson to the extent of her interest in proceeds from the sale of land which was \$1382.48. Title to the remainder of the land had been vested in Hiram Pearson. J. [James] C. Todd, the purchaser of the "Taylor tract" containing 171 acres had paid his second note for \$2190.70. The aggregate amount of the purchase including the two notes and cash paid on day of purchase was \$4456.18. The total amount received for land was \$14,526.13. Of that amount, \$1382.48 had been paid to heirs as follows: #1 J. C. Todd and wife, Sophia T. \$1382.48; #2 J. C. Todd (R. W. Pearson's share by purchase) \$1382.48; #3 Hiram Pearson, Jr. \$1382.48; #4 Hiram Pearson, Jr. (W. F. Pearson's share by purchase) \$1382.48; #5 G. C. Pearson \$1382.48; #6 B. F. Pearson \$1382.48; #7 Rebecca P. Pearson \$1382.48; #9 John D. Bingham & wife, Nancy C. [Pearson] \$1382.48; #10 Henry Pruett, attorney in face for Maggie Church, formerly Maggie Pearson and Sallie Jakes, formerly Sally Pearson \$ 460.85; #11 Henry Pruett, guardian for Hiram Pearson and William Pearson, Clemmie Pearson and Franklin Pearson \$921.65; #12 Paul V. Johns, guardian for Matilda B. Johns, Hiram Johns & Rebecca Johns \$1382.48.

March 9, 1881, County Court: Henry Pruett, guardian for Clemie Jakes, formerly Clemie Pearson, and Frank Pearson, minor children of John Pearson (deceased) and heirs at law of Hiram Pearson (deceased), made a settlement with the court. Clemie Jakes and her husband had receipted for \$285.55 on February 18, 1881. \$270 had been paid to J. G. Arnold, guardian of Frank Pearson in Bedford County.

December 23, 1881, County Court: P. V. Johns, guardian of Malinda B. Miller, formerly Malinda B. Johns; Hiram P. Johns and Rebecca P. [Johns] Smith, formerly Rebecca P. Johns, his own children and heirs at law of Hiram Pearson (deceased), made a settlement with the court. Each of the children had received payments of \$71.26 plus interest and \$189.56 plus interest from a former clerk and commissioner. Rebecca Smith was married to M. B. Smith. Matilda Miller was married to F. [Felix] G. Miller.

Rutherford Co., TN Marriage records: Hiram Pearson married Emma Wilson on November 16, 1819. John M. Pearson married Mary Prewitt on August 31, 1852. John D. Bingham married Nancy C. Pearson on October 28, 1856. Paul V. Johns married Margaret E. Pearson on January 26, 1859. Paul V. Johns married Sallie T. Williams on June 4, 1873. James C. Todd married Sophia T. Pearson on March 27, 1872. Felix Miller, Jr. married Matilda Johns on December 18, 1878. M. B. Smith married Rebecca Johns on December 24, 1879.

Tennessee Marriages 1780-2002: Thomas Church married Maggie Pearson on December 18, 1878 in Bedford Co. George Jakes married Sallie Pearson on August 19, 1877 in Bedford Co.

1850 Rutherford Co., TN Census, Fosterville Dist: Hiram Pearson, 53 VA; Matilda Pearson, 47 KY; Margaret Pearson, 28; Richard W. Pearson, 27; William F. Pearson, 26; John M. Pearson, 24; Rebecca Pearson, 22; Granville Pearson, 19; Benjamin F. Pearson, 17; Nancy C. Pearson, 15; Sophia P. Pearson, 12; Hiram Pearson, 3

1870 Rutherford Co., TN Census, Dist. 21 (Flemings): Hiram Pearson, 73 VA; Matilda Pearson, 67 KY; Rebecca Pearson, 42; Sophia Pearson, 35; Hiram Pearson, 22; Granville Pearson, 25.

Pearson-Todd Cemetery, on Bell Buckle Rd.: Hiram Pearson, b. Pittsylvania Co., VA Apr 9, 1797, moved to Rutherford Co., married Nov 16, 1819, Matilda Wilson. Joined the Primitive Baptist Church Oct 1870. Matilda Emma Wilson Pearson, wife of H. Pearson, b. May 13, 1802 - d. Feb 14, 1877. Joined the Cumberland Presbyterian Church Mar 15, 1846. William F. Pearson, CSA veteran, 2nd (Robison's) Inf., Oct 15, 1824 - June 4, 1911. Crockett Pearson, Civil War veteran, 1831 - 1922. Rebecca Pearson Fuggitt, wife of M. S. (Mat) Fuggitt, Nov 29, 1828 - Feb 25, 1908.

934. No entry for this number.

935. Peebles, Sandy (colored) Died before January 4, 1875, intestate.

January 4, 1875, County Court: George W. McLaughlin allowed \$5 for inquest on the body of Sandy Peebles (colored - deceased).

936. Peoples, Jack Died before August 4, 1873, unknown.

August 4, 1873, County Court: W. T. Wood & Co. was allowed \$2 for a shroud for Jack Peoples.

Tennessee State Marriages, 1780-2002: Jack Peoples married Fanny Reeves on August 13, 1868 in Cannon Co.

937. Perry, Claiborne G. Date of death unknown.

Note: Son of Turner Perry, Sr. (died 1863 - see Vol. III & below) and Rhoda W. [Goodman] Perry, daughter of Claiborne Goodman (died before 1857 - see Vol. II). Claiborne G. Perry had been married to Catharine Sanders, daughter of Isaac & Lucinda Sanders.

March 4, 1872, County Court: B. [Burrell] B. Perry, guardian for John McBride Perry and W. [William] M. Sanders, executor of Isaac Sanders (deceased). Petition to remove ward's estate. John McBride Perry and B. B. Perry were residents of Walker County, Texas. B. [Burrell] B. Perry had been appointed guardian for John McBride Perry by the judge in the town of Huntsville in that county. John McBride Perry was an orphan residing with his guardian. He was the son of B. [Burrell] B. Perry's brother, Claiborne G. Perry (deceased), was seventeen years old and had an interest in Rutherford County, Tennessee, valued at about \$400. The Rutherford County Court had determined that the executor of Isaac Sanders (deceased) had \$182.25 that belonged to John McBride Perry that he was ready to pay over to the guardian of the minor. The court ordered that the funds be transferred after paying court costs.

Rutherford Co., TN Marriage records: Claibourn G. Perry married Catharine A. Sanders on June 14, 1842. Burrell B. Perry married Nancy Matilda Leak on December 27, 1848.

1850 Rutherford Co., TN Census, Sanders Dist.: Claiborne Perry, 27; Catharine A. Perry. 29; Tennessee M. Perry, 7; Mary A. E. Perry, 4; Ira D. Perry, 1.

1860 U. S. Census, Leon Co., TX: C. G. Perry, 37; Salina Perry, 40; Tennessee Perry, 16; Mary A. Perry, 14; John Perry, 6; C. Butrell (m), 12; Georgana Butrell, 7.

938. Perry, James Died before April 2, 1872, intestate.

April 2, 1872, County Court: H. C. Mack was appointed guardian for Sarah Ettie Perry, minor child of James Perry (deceased).

1870 Rutherford Co., TN Census, Dist. 5: Sarah Perry was 14 and living with H. C. Mack and family.

939. Perry, Rhoda W. [Goodman] Died about January 1, 1871, intestate.

Note: Wife of Turner Perry Sr. who died in October 1863 – see Vol. III.

August 7, 1871, County Court: The court noted that Mrs. R. [Rhoda] W. Perry had been dead for more than six months and no one had applied for the duty of administrator. The court ordered E. L. Turner, the Public Administrator of Rutherford County, to take charge of the estate.

November 9, 1871, County Court: The Public Administrator submitted an inventory of the goods and chattels in the estate of the deceased.

January 22, 1872, County Court: The Public Administrator made a settlement of the estate of the deceased with the court.

March 3, 1875, County Court: R. D. Jamison, Public Administrator, made a final settlement with the court of the estate of R. [Rhoda] W. Perry (deceased).

March 11, 1875, Chancery Court: Emma H. Rawls, mother and guardian in the State of Texas of Turner Perry, minor, and G. S. Ridley, next friend of the minor vs Turner Perry, the minor. Mrs. R.[Rhoda] W. Perry had received a dower from the 200 acres in the estate of her husband, Turner Perry Sr. She had died about January 1, 1871. **Note:** Emma H. Rawls had first been married to Turner Perry, Jr.]

April 18, 1876, Chancery Court: Emma H. Rawls, & others vs Turner Perry. Based on information provided in depositions from Emma H. Rawls, W. [William] J. Robinson, J. A. Cabiness, William N. Mason and John Burnett, the court had found that Turner Perry was 14 years old, that he had lived with his mother, Emma H. Rawls, who was also his guardian, in the state of Texas. Turner Perry had no other property than the 1/9 th interest that had descended to him in right of his deceased father in a 200 acre tract of land in Rutherford County. The land was not suitable for partition so the court had ordered it sold. Though Turner Perry's grandparents and father had been dead for a number of years, he had not received any rent from his share. Ralph Neal lived on the land and owned a majority of the shares. The court had ordered sale of the land.

Tennessee State Marriages, 1780-2002: Turner Perry married Rhoda Goodman on March 20, 1817 in Wilson County.

Rutherford Co., TN Marriage records: Franklin Mullins married Elizabeth B. Perry on October 29, 1850.

August 9, 1870 Rutherford Co., TN Census, Dist. 1 (Sanders): Rhodie Perry, 75 SC, was living with Frank & Bettie Mullins and family.

Perry Cemetery, moved to Mt. Juliet by Army Corps of Engineers: Turner Perry, 1797 - Oct 1863. Rhoda Goodman Perry, 1795 - 1870.

940 Petty, Charles Died between January 26 and March 5, 1860, Intestate. [Cont'd from Vols. II & III].

Note: Widow: Nancy P. [Youree] Petty (married 27 Dec 1847) Executor: David L. Youree. Children: Sarah B. Petty, wife of Benjamin T. Bowman; De Steubin Petty; Thomas A. Petty; David G. Petty; Rosa Petty; James Marion "Doc" Petty who died in 1883. Benjamin T. Bowman was guardian for the minors.

September 25, 1871, County Court: J. M. Petty, Thomas A. Petty and D. G. Petty, minors under guardianship of B. [Benjamin] T. Bowman vs Alexander Ashley. The petitioners were children of the deceased and were owners and tenants in common with Alexander Ashley of 83 acres of land. Alexander Ashley had purchased the interests of W. S. Petty and Sarah B. [Petty] Bowman, also children of the deceased. The petitioners prayed for commissioners to be appointed to partition the land.

March 3, 1875, August 7, 1878, County Court: Benjamin T. Bowman, guardian for David Petty, a minor child of Charles Petty (deceased), made a settlement with the court.

941. Petty, Dennis - Apprentice.

March 6, 1876, County Court: J. M. Adams prayed the court to bind to him after the manner of apprentice a white boy, Dennis Petty by name and nine years old. The request was granted and he posted a \$250 bond.

942. Peyton, John M. Died April 5, 1858, intestate. [Cont'd from Vols. II & III].

August 4, 1875, County Court: Thomas D. Peyton, guardian for Andrew B. Peyton, a minor heir of John M. Peyton (deceased), made a settlement with the court. Andrew B. Peyton had a balance due of \$1579.61.

Evergreen Cemetery, Murfreesboro: A. B. Peyton, 1 Oct 1854 - 11 Dec 1904

943. Phelps, Elizabeth Died January 1850, unknown.

Note: Elizabeth Phelps probably related to Phebe Phelps (see below) who also was born in North Carolina

Rutherford Co. TN US Census Mortality Schedules: Elizabeth Phelps, 63, born in NC, died January 1850 of dropsy.

944. Phelps, Phebe Died between March 7, 1871 and January 2, 1872, testate.

Will dated March 7, 1871. Will probated January 2, 1872. The testatrix left Martha E. Hays her clothes, one bed and bed clothing. Miss Louisa Childers received the other bed. H. L. Yeargan and Edmond Yeargan were to have anything they might want out of the house. The testatrix did not want Rebecca Hayes or any of her family to have anything nor did she want Thomas Wilson or any of his family to have anything. The testatrix bequeathed Martha E. Hays all of the house furniture and cooking vessels. If the deceased's burial could be paid for without selling the land, Elizabeth Hayes, niece, was to have the land. Elizabeth Hayes was the widow of Edward Hayes (deceased).

January 2, 1872, County Court: The will of Phebe Phelps was presented for probate, was proven and recorded.

Rutherford Co., TN Marriage records: William Hayes married Martha E. Hays on February 17, 1852.

1870 Rutherford Co., TN Census, Dist. 12 (May): Elizabeth Vaughan, 57; Robert Vaughan, 35; Mary Laflou, 20; Phebe Phips, 75 NC.

945. Phillips, Mrs. Sarah Died before April 28, 1871, intestate.

Note: This is probably Sarah J. McLin, daughter of William E. McLin, who died ca January 1852 (see Vol. II). John D. McLin would have been her brother.

April 28, 1871, Chancery Court: R. W. McKnight & others vs John D. McLin and others. The court noted that Mrs. Sarah Phillips had died and the case was postponed until her heirs at law could be made defendants to the bill.

Tennessee Marriages 1780-2002: James Philips married Sarah J. McLin on February 20, 1863 in Gibson Co.

946. Philpot, Simeon [M.] Died before December 4, 1871, intestate.

Note: He was the son of Samuel & Nancy Philpot. His widow, Jane "Jennie", married James P. Coleman in 1875.

December 4, 1871, County Court: Commissioners were appointed to set apart to Mrs. Jane [Blair] Philpot, widow of Simeon Philpot (deceased), provisions for one year. The court appointed James H. Blair as administrator.

December 8, 1874, County Court: James H. Blair, administrator of the estate, presented a settlement and a prorata distribution to the court and it had been accepted.

November 4, 1878, County Court: James P. Coleman was appointed guardian for William L. [Leeroy] Philpot and Simeon [Everette] Philpot, minor children of Simeon Philpot (deceased).

January 7, 1880, County Court: James P. Coleman, appointed guardian for [William] Lee[roy] and [Simeon]Everette Philpot, minor children of Simeon Philpot (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: Simeon Philpott married Jane Bell Blair on July 25, 1865. J. P. Coleman married Mrs. J. B. Philpot on May 5, 1875.

1850 Rutherford Co., TN Census, Gambrel Dist.: Samuel Philpot, 39 VA shoe maker; Nancy Philpot, 41 NC; John G. Philpot, 14; Mary A. Philpot, 12; Martha J. Philpot, 10; Elizabeth Philpot, 8; Margaret W. Philpot, 6; Simeon M. Philpot, 4; Eliza Smith, 18.

1870 Rutherford Co., TN Census: Simeon Philpott, 22; Jane Philpott, 22; Cora Philpott, 8; Leeroy Philpott, 1; Cinda Blair, 60 NC.

1880 Rutherford Co., TN Census, Dist. 3 (Gambrell): James P. Coleman, 27; Jennie B. Coleman, 34, wife; Maggie Coleman, 4 dau.; William E. Coleman, 3 son; Fannie E. Coleman, Apr 1880 dau.; William Philpot, 11, stepson; Simeon E. Philpot, 10, stepson.

947. Pinkard, Charles Died before June 5, 1871, intestate.

Note: Son of Bailey Pinkard, who died ca 1859 (see Vol. II & III). The case file contains numerous depositions regarding the disposition of the personal estate of the deceased and an accounting of advancements.

June 5, 1871, County Court: Charles Pinkard had died and John P. Buchanan had been appointed administrator of the estate.

January 6, 1872, County Court: John P. Buchanan, administrator, submitted an inventory of notes and accounts and a listing of property that had been sold at auction on June 23, 1871. A second sale of property had been held on November 4, 1871.

March 30, 1876, Circuit Court: An order of reference this date had shown that the estate owed J. [John] A. Howland \$190.01.

March 20, 1879, Circuit Court: D. [Dallas] P. Jacobs, administrator of Eli Pinkard (deceased) [see below] vs John P. Buchanan, administrator of Charles Pinkard (deceased). The clerk determined that the defendant owed the plaintiff \$317.33 including interest.

April 26, 1879, Chancery Court: D. [Dallas] P. Jacobs; W. [Willis] P. Jacobs; F. [Fletcher] P. Jacobs; L. [Luther] R. Jacobs; J. [John] C. Jacobs; W. [William] B. Marlin and wife, Nannie [Jacobs] Marlin of Rutherford Co.; John A. Howland of Bedford Co. vs John P. Buchanan, administrator of Charles Pinkard (deceased) of Rutherford Co.; Susan C. [Pinkard] Mankin of Rutherford Co.; Elizabeth [Pinkard] Marlin of Rutherford Co.; H. [Henderson] C. Wooten and wife, Martha [Pinkard] Wooten of Rutherford Co.; [James] Gwynn Wooten and wife, Serena [Pinkard] Wooten of Rutherford Co.; Letha Jacobs and Matty Jacobs, minors and their regular guardian, Mary P. [Prewitt] Jacobs [widow of Clinton Jacobs] of Rutherford; John Mayfield and wife, Mary [Pinkard] Mayfield [daughter of William & Susan Pinkard] of Rutherford Co.; Ellen Pinkard, a minor; William Dobbins of Jackson Co.; Maggy Dobbins and Molly Dobbins, minors of Jackson Co.; Thomas Bowen, a minor of Rutherford Co.; Preston Bowen, a non-resident; J. D. Kelton and wife, Sally [M.S. Bowen] of Rutherford Co.; Robert Clemons of Rutherford Co.; Serena [Clemons]Newman of Rutherford Co.; John Alexander and wife, Martha, of Rutherford Co.; Robert Waller and Sally Waller, minors and non-residents; Robby Hallyburton and Pompny Hays of Rutherford Co. Charles Pinkard had died intestate without wife or children and the balance of the defendants were his heirs at law. He had several brothers and sisters, a few of which had survived him. Susan C. [Pinkard]

Mankin [**Note**: the marriage records show Susan to be his sister-in-law, former wife of William Pinkard], Elizabeth [Pinkard] Marlin, Serena [Pinkard] Wooten and Martha [Pinkard] Wooten were sisters of the deceased. The intestate had a brother, Elias Pinkard, who had survived him but had sold his one share interest in the intestate's estate to D. [Dallas] P. Jacobs, W. [Willis] P. Jacobs, F. [Fletcher] P. Jacobs, L. [Luther] R. Jacobs, J. [John] C. Jacobs, W. [William] B. Marlin and wife, Nanny [Jacobs], and Letha Jacobs and Matty Jacobs. William Pinkard, a brother, had died before the intestate leaving Mary [Pinkard] Mayfield, daughter, and Ellen Pinkard, granddaughter. Cynthia [Pinkard] Dobbins (deceased) [wife of John Dobbins who died 1857 - See Vol. II], sister, left a son, William Dobbins, and Maggy Dobbins and Molly Dobbins, children of Bailey Dobbins (deceased), a son of Cynthia [Pinkard] Dobbins (deceased). Thomas Bowen and Preston Bowen were children of Margaret [Dobbins] Bowen (deceased), daughter of Cynthia [Pinkard] Dobbins. Another sister, Molly [Pinkard] Clemons, had died leaving Robert Clemons, Serena [Clemons] Newman, and Martha [Clemons] Alexander as her children. Robert Waller and Sally Waller were children of Mary [Clemons] Waller (deceased), a daughter of Molly [Pinkard] Clemons. Rolly Hallyburton was the son of Nancy [Clemons] Hallyburton (deceased), daughter of Molly [Pinkard] Clemons. Pompys Hays was the son of Lucy [Clemons] Hayes (deceased), a daughter of Molly [Pinkard] Clemons. If divided, the estate would be in 8 parts. D. [Dallas] P. Jacobs, as administrator of Eli Pinkard (deceased), had recovered a judgment against John P. Buchanan, administrator for the deceased, for a total of \$389.33. John A. Howland had recovered a judgment against John P. Buchanan, administrator for the deceased, for a total of \$317.69. The administrator had stated the personal estate had been exhausted and only way they could pay the remaining debt would be to sell some of the real estate. The intestate had owned a 125 acre tract of land. The complainants had alleged that the land was unsuitable for partition and should be sold. They asked the Clerk & Master to make an account of the estate.

December 27, 1880, Chancery Court: 10 cres of land were sold at auction for \$304.74, 10 acres of cedar land was struck off for \$235, and 13 acres of cedar land sold for \$481.78.

Rutherford Co., TN Marriage records: Kemuel L. Marlin married Elizabeth Pinkard on November 22, 1837. James G. [Gwynn] Wooten married Serenia Pinkard on April 23, 1838. Henderson C. Wooten married Martha Pinkard on October 12, 1843. William Pinkard married Susan C. Halliburton on March 3, 1852. James A. Mankin married [Mrs.] Susan C. Pinkard on January 16, 1865. W. [William] B. Marlin married Nannie E. Jacobs on January 10, 1871. Elias E. Pinkard married Sarah Jones on November 28, 1838. J. D. Kelton married M. S. Bowen on January 15, 1873.

1850 Rutherford Co., TN Census, Millersburgh Dist.: Bailey Pinkard, 69 VA; Elizabeth Pinkard, 65 VA [**Note**: 2nd wife]; Charles Pinkard, 31; William Pinkard, 29; Cicilia Pinkard, 24; Susanna Pinkard, 17; George Pinkard, 4; Mary Pinkard, 2.

1870 Rutherford Co., TN Census, Dist. 25 (Millersburgh): James Mankin, 38; Susan Mankin, 37; Mary K. Mankin, 14; James B. Mankin, 12; Charles Mankin, 10; Mattie Mankin, 6; John Mankin, 4; William Mankin, 4; Charles Pinkard, 50; George Pinkard, 22 Physician; James Pinkard, 29; Laura Phillips, 20 Black Servant.

948. Pinkard, Elias E. "Eli" Died before November 22, 1873, intestate.

Note: Son of Bailey Pinkard, who died ca 1859 (see Vol. II & III) and brother of Charles Pinkard (see above).

November 22, 1873, Circuit Court: E. E. Pinkard vs John P. Buchanan, administrator of Charles Pinkard (deceased). The court noted the death of the plaintiff and continued this action until next session of the court.

December 1, 1873, County Court: The court noted that E. E. Pinkard had died and appointed D. [Dallas] P. Jacobs as administrator of the estate

March 20, 1879, Circuit Court: D. [Dallas] P. Jacobs, administrator of Eli Pinkard (deceased) vs John P. Buchanan, administrator of Charles Pinkard (deceased). The court clerk had determined that the defendant owed the plaintiff \$317.33 including interest.

May 24, 1879, County Court: D. [Dallas] P. Jacobs, administrator of E. E. Pinkard (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: Elias E. Pinkard married Sarah Jones on November 28, 1838.

1860 Rutherford Co., TN Census, Millersburgh: E. E. Pinkard, 43; Sallie Pinkard, 46; J. B. Pinkard (m), 20; J. J. Pinkard (m), 18; S. C. Pinkard (f), 13; S. W. Pinkard (f), 11; C. P. Pinkard (m), 8.

U. S. Civil War Soldiers, 1861-1865 on Ancestry.com: Elias E. Pinkard 2nd Regiment, Tennessee Infantry (Robison's) (Walker Legion) Confederate

949. Pinkard, George W. Died before November 6, 1876, intestate.

Note: George W. Pinkard was the son of William, who died ca 1853 (see Vol II) and Susan C. [Halliburton] Pinkard. Susan next married James A. Mankin.

November 6, 1876, County Court: The court noted the death of George W. Pinkard and appointed A. [Alfred] P. Lowe as administrator of the deceased's estate. The court appointed commissioners to set apart to Mrs. Mattie S. [Lowe] Pinkard, widow of the deceased, provisions sufficient for one year.

March 7, 1877, County Court: The administrator submitted a sale list of the personal property that had been sold at auction.

December 10, 1880, County Court: A. [Alfred] P. Lowe, administrator of G. W. Pinkard (deceased), made an estate settlement with the court. There had been numerous collections of money owed on small accounts.

March 7, 1881, County Court: A. [Alfred] P. Lowe was appointed guardian of Ellen Pinkard, a minor child of G. W. Pinkard (deceased).

Rutherford Co., TN Marriage records: George W. Pinkard married Mattie S. Lowe on May 10, 1871

1870 Rutherford Co., TN Census, Dist. 25 (Millersburgh): James Mankin, 38; Susan Mankin, 37; Mary K. Mankin, 14; James B. Mankin, 12; Charles Mankin, 10; Mattie Mankin, 6; John Mankin, 4; William Mankin, 4; Charles Pinkard, 50; George Pinkard, 22 Physician; James Pinkard, 29; Laura Phillips, 20 Black Servant.

950. Pointer, Martha A. Died between July 30 and September 1, 1873 probably in Giles Co., TN, testate.

Will dated April 26, 1873. Codicil dated July 30, 1873. Will probated September 1, 1873.

Item 1: The executor was to pay her debts and funeral expenses as soon as convenient. Item 2: After the payment of her debts, the remainder of the estate of every kind was to go to her daughters, Amanda [Pointer] Childress and Hattie [Pointer] Burrus, and to her granddaughter, Mary D. Carter, share and share alike. Her estate consisted of some personal assets in Tennessee, some debts for rent and accruing rents on land in Arkansas and her share of John H. Pointer's (deceased) estate. Her husband had received the lands from the executors of General Gideon J. Pillow, Phillips County, Arkansas. Item 3: The testatrix nominated Fletcher R. Burrus as her executor. Codicil: Item 1: She directed that the debts and funeral expenses be paid from her share of the crops being raised by herself & others in Arkansas. The balance of the crop was to go to her granddaughter, Mary D. Carter. Item 2: The balance of the testatrix's estate was to be divided as follows: One share to her granddaughter, Mary D. Carter; one share to her daughter Hattie [Pointer] Burrus and her husband, Fletcher R. Burrus; one share to her daughter, Amanda [Pointer] Childress and her husband, Marion Childress. Item 3: The testatrix nominated her son-in-law, Fletcher R. Burrus, as her executor.

September 1, 1873, County Court: The will and codicil thereto were presented for probate, were proven and recorded.

September 3, 1873, County Court: Fletcher R. Burrus qualified as executor and gave bond for \$5000 without security.

Tennessee State Marriages, 1790-2002: Fletcher R. Burrus married Hattie E. Pointer on May 30, 1871 in Giles County.

1850 U. S. Census, Giles Co., TN, Pulaski: John H. Pointer, 50 VA; Martha Pointer, 42 VA; Ann E. Pointer, 19; Samuel Pointer, 16; Martha Pointer, 11; Harriett Pointer, 1; Mary Carter, 1.

1860 U. S. Census, Giles Co., TN, Southern Subdivision: John H. Pointer VA Gentleman; Martha Pointer, 52 VA; Samuel C. Pointer, 24 Physician; Harriett Pointer, 10; Mary Carter, 10.

1870 U. S. Census, Giles Co., TN: Martha Pointer, 62 VA. Hattie Pointer, 21; Nancy Carter, 21.

951. Polk, Nancy Died before November 13, 1876, intestate.

Note: Nancy Polk was a housekeeper for Cosby Cox, who died ca 1871 - see above.

November 13, 1876, Circuit Court: Nancy Polk vs J. H. Alexander, administrator. The court noted the death of the plaintiff.

952. Pope, Alfred Died July 24, 1873, intestate.

Note: son of Charles (died 1860 - see Vol. III and below) and Elizabeth [Smith] Pope.

September 1, 1873, County Court: The court noted the death of Alfred Pope and appointed William M. Lamb as his administrator. November 20, 1873, County Court: W. M. Lamb, administrator of the estate, submitted a sale list of the property sold at auction. April 13, 1874, County Court and Enrolled Cases #3, pg 202: W. [William] M. Lamb, administrator of Alfred Pope (deceased) and W. M. Pope; C. [Christopher] Pope; B. [Benjamin] F. Pope, brothers of the intestate; Mary [Pope] Bounds, wife of G. [George] W. Bounds; Elizabeth [Pope] Jackson, wife of William Jackson, the last two females were sisters of the intestate; Joseph M. Lamb, an adult heir of Temperance [Pope] Lamb (deceased), a sister of the deceased; and Wesley Little, Thomas Little, William Little, and Charley Little, sons of Martha [Pope] Little, a sister of the deceased; and Emily [Little] Roberson & Thomas Roberson, her husband; Virginia [Little] Barnes, wife of D. W. Barnes. The females last mentioned were daughters of Martha [Pope] Little. And of Alfred Crick, Ed Crick and Charley Crick, citizens of Alabama and sons of Synthia [Pope] Crick, a sister of the intestate. And of Frances [Crick] Stegal, wife of J. G. Stegall; Mary Ann [Crick] Jones, wife of Paul Jones; Temperance [Crick] Smotherman, wife of L. Smotherman; Cressy [Crick] Haynes, wife of Harrison Haynes; and Nancy [Crick] Ward, wife of Benjamin Ward. The last five females were daughters of Synthia [Pope] Crick; and of Jane [Little] Baucum, Adaline Little and Elizabeth Little, daughters of Missouri Little (deceased), citizens of Texas vs R. [Robert] C. Tucker; [Mary] Elizabeth [Tucker] Davis, wife of Bowling Davis, minor heirs of Tabitha [Pope] Tucker, sister of Alfred Pope; B. [Benjamin] H. Lamb and H. [Henry] W. Lamb, minor heirs of Temperance [Pope] Lamb (deceased); and Bythena Crick, a daughter and minor heir of Synthia [Pope] Crick (deceased); and Monroe Crick, son of Felix Grundy Crick, a son of Synthia [Pope] Crick, a sister of the deceased. Alfred Pope (deceased) had died owning two tracts of land totaling 78 acres. They had prayed for a decree to sell the land. If the personal assets of the estate were insufficient to pay debts, then a part of the proceeds from the sale would be used to pay the remainder.

May 4, 1874, County Court: W. [William] M. Lamb & others vs R. [Robert] C. Tucker & others. R. [Robert] C. Tucker, Elizabeth [Tucker] Davis, B. [Benjamin] H. Lamb, and H. [Henry] W. Lamb were without guardians and a guardian ad litem was appointed. Alfred Pope (deceased) had owned about 88 acres and there were numerous heirs at law, too many to partition the land. The court had appointed a commissioner to auction the land.

June 2, 1874, County Court: The commissioner had sold the 88 acres at auction for \$25 per acre.

March 5, 1878, County Court: The clerk reported that a purchaser of land had paid all his notes totaling \$2380. The money had been distributed as follows: Elizabeth [Pope] Jackson and husband, one share; Elizabeth [Tucker] Davis and husband, one-half share; Jane [Little] Baucum, one-third share; Adaline Little, one-third share; Elizabeth Little, one-third share; Charles Little, one-sixth share; Charles Crick, one-tenth share; Monroe Crick, a son of Felix Grundy Crick, a son of Cynthia [Pope] Crick (deceased), one-tenth share.

May 6, 1878, County Court: The administrator made an estate settlement with the court.

June 3, 1878, June 9, 1880, November 8, 1881, County Court: W. H. Heath was appointed guardian for Monroe Crick, a minor heir of F. G. Crick (deceased) and minor heir at law of Alfred Pope (deceased).

Rutherford Co., TN Marriage records: William Jackson married Elizabeth Pope on November 18, 1873. William M. Lamb married Temperance Pope on April 4, 1850. A. [Azariah] K. Tucker married Tabitha Pope on August 11, 1850. William Smotherman married Nancy Pope on February 7, 1849. Christopher A. Pope married Tabitha or Telitha E. Lamb on November 11, 1851. George W. Bounds married Mary Pope on November 16, 1853. William Jackson married Elizabeth Pope on November 18, 1873.

Tennessee State Marriages, 1780-2002: Alfred L. Little married Martha Pope on December 29, 1834 in Williamson County. Newton Crick married Cynthia Pope on November 28, 1832 in Williamson County.

1850 Rutherford Co., TN Census, Versailles Dist., Family #226: Alford Pope, 32, is living with a large Crick family next door to Charles Pope.

1850 Rutherford Co., TN Census, Versailles Dist., Family # 225: Charles Pope, 57 NC; Elizabeth Pope, 55 NC; Mary Pope, 32; Elizabeth Pope Jr., 25; Christopher Pope, 23; {?Runy} Pope (m), 17.

1860 Rutherford Co., TN Census, Dist. 10 (Versailles): C. Pope, 67 NC; S. Pope (f), 36 NC; A. Pope (m), 44; S. Pope (f), 28; B. Pope (m), 26; and others.

1870 Rutherford Co., TN Census, Dist. 10 (Versailles): Alfred Pope, 53; Eliza Pope, 34; Benjamin Pope, 36; and a Black family headed by Moses Pope, 38 (Black).

Pope Cemetery, Newtown Rd.: Alford Pope, 24 Dec 1816 - 24 July 1873. Charles Pope died 20 Sep 1860. Elizabeth Pope died 18 Mar 1858.

953. Pope, Benjamin F. Died August 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: Benjamin F. Pope, 23, died August 1849 of congestion and chills.

954. Pope, Charles Died September 20, 1860, intestate. [Cont'd from Vol. III].

February 8, 1877, County Court: W. [William] M. Lamb, guardian for Thomas J. Lamb, J. [Joseph] M., Benjamin H. Lamb, and H. [Henry] W. Lamb, minor heirs at law of Charles Pope (deceased), made a settlement with the court.

Pope Cemetery, No. 2, Newtown Rd.: Charles Pope died 20 Sep 1860. Elizabeth [Smith] Pope died 18 Mar 1858.

955. Pope, Mary M. [Spence] Died October 26, 1861, intestate.

Note: See David H. C. Spence below for further details.

August 22, 1877, Chancery Court: Marmon Spence Pope, a minor and citizen of South Carolina by next friend James D. Pope, also a citizen of South Carolina vs Sarah A. Hancock & others. Mary M. Spence had married John W. R. Pope of South Carolina on November 11, 1857, and they had made their residence there. Mary M. [Spence] Pope died October 26, 1861, at the residence of her brother, D. [David] H. C. Spence, in Rutherford Co., Tennessee. She left her husband and a son, Marmon Spence Pope.

956. Porterfield, Charles Died before November 21, 1840, intestate.

Tennessee Telegraph, November 21, 1840: David McKnight and Alexander McKnight, administrators of Charles Porterfield (deceased) and John D. Porterfield, Charles S. Porterfield, Jane Porterfield, William C. Porterfield, Martha E. Porterfield, Matthew A. Porterfield, Samuel G. Porterfield, Leonidus F. Porterfield, P. C. Porterfield, S. M. Porterfield, and D. H. Porterfield, children and heirs of Charles Porterfield (deceased) were notified to apply by petition on the first Tuesday of the Circuit Court to be held by Cannon County at the Court House in Woodbury on the third Monday of January 1841, for the appointment of commissioners to set apart the dower of Mariah E. [Buckley] Porterfield, widow of the deceased.

Tennessee State Marriages, 1780-2002: Charles Porterfield married Maria Buckley on March 15, 1832 in Warren County.

1840 Rutherford Co., TN Census: Charles Porterfield, age 50-59

957. Posey, Anna [Nance] Died ca December 1870, intestate.

Note: Widow of William S. Posey, Sr. (died before September 4, 1854 – see Vol. II & III) and daughter of Isaac & Jane Nance. Isaac Nance died 1819, see Vol. I.

July 3, 1871, County Court: The court noted that Ann [Nance] Posey had died and had been dead for more than six months without anyone having applied for duty of administrator. The court appointed E. L. Turner, the Public Administrator for Rutherford County, to take charge of the estate by virtue of his office. On July 6, 1871, The Public Administrator submitted an inventory of the deceased's estate.

January 10, 1872, County Court: The Public Administrator filed a list of the items that had been sold at auction on July 25, 1871. Total amount of the sale was \$14.

January 22, 1872, County Court: The Public Administrator made an estate settlement with the court.

March 3, 1875, County Court: R. D. Jamison, Public Administrator, made a final settlement of the estate of Mrs. Ann Posey (deceased) with the court.

958. Posey, Lavina [Dill] Died before May 7, 1878, testate.

Note: She was the daughter of Joseph Dill who died testate ca 1826 - see Vol. I.

Will dated February 27, 1872. Will presented for probate May 7, 1878. First: The testatrix wanted her funeral expenses paid promptly. Second: The testatrix wanted her brother, M. [Marvel] M. Dill, to sell the land where she lived and to retain one-half of the proceeds. The other half was to go to her brother, Thomas Dill, for the benefit of his daughter, Sarah Dill. Third: The testatrix

wanted Fountain Mosby to give to Harriett Hutcherson \$50 out of the testatrix's funds in his hands. The testatrix also wanted Harriett Hutcherson to have her gold spectacles and some of her clothes. Fourth: The testatrix wanted the remaining funds in Fountain Mosby's hands to go to Amanda [Dill] Mosby and her children. She also gave all personal property not previously given to go to Amanda Mosby and her children. Fifth: The testatrix wanted to be buried in a plain walnut coffin and she wanted a marker with her name and age placed on her grave and the same done for her son, Joseph Posey.

May 7, 1878, County Court: The will of Lavinia Posey (deceased) was presented for probate, was proven and recorded. Since there was no executor nominated in the will, F. [Fountain] C. Mosby had been appointed administrator with the will annexed.

December 10, 1880, County Court: F. C. Mosby, administrator with the will annexed of Lavinia Posey (deceased), made an estate settlement with the court.

Rutherford Co., TN Marriage records: Fountain Crockett Mosbey married Amanda T./F. Dill on June 4, 1839. [**Note**: Amanda Dill was the daughter of Joseph Dill who died testate ca 1826 - see Vol. I]

1850 Rutherford Co., TN Census, McCrackins Dist.: Levenia Posey, 59 SC, living alone.

1860 Rutherford Co., TN Census, McCracken Dist.: Levinia Posey, 55 SC, living alone.

Sanford Cemetery, Halls Hill Pike: single grave - Joseph Posey, 3 July 1827 - ?

959. Posey, Mrs. Nancy Died in 1863, intestate.

August term, 1865, County Court, Enrolled Cases #1, pg. 459: Widow of Zachariah Posey who had died before December 2, 1844 (see Vol. I & III). He had left her 184 acres during her lifetime and upon her death, the land was to be divided equally among the children to wit: Nancy [Posey] McCulloch, wife of R. [Richard] D. McCulloch [McCullough]; Holly [Posey] McFadden, a feme sole [widow of Samuel McFadden]; Edna [Posey] Seward, wife of W. [William] C. Seward; William S. Posey and Nicey [Posey] Warren, wife of John Warren. The last two children had died intestate. William S. Posey had left seven children to wit: (1) Wilson Y. Posey; (2) William Posey; (3) Fantleroy Posey; (4) Nicey [Posey] Cook, wife of Robert Cook; (5) Nancy [Posey - Johnson] Dillon, wife of James Dillon; (6) Martha [Posey] Vaughan, wife of [Richard] Merrida Vaughan. Martha [Posey] Vaughan had died leaving several children and heirs whose names were unknown; (7) Elizabeth [Posey] Jarratt, wife of Benjamin F. Jarratt both of whom had died leaving several minor children whose names were unknown. Nicey [Posey] Warren (deceased) had left children and heirs to wit: Joseph Warren, Zachariah Warren and two daughters, Nicey Warren and Martha Warren, one of which had died. Petitioners had alleged that the land could not be equitably partitioned among the numerous heirs and had prayed for a decree to sell the land for partition of the proceeds into five shares. The land had been sold on August 13, 1867 for a total of \$3675.

1850 Rutherford Co., TN Census, Wilkinsons Crossroads Dist.: Nancy Posey, 65, born South Carolina.

960. Potts, George B. Died between August 1 and September 6, 1869, testate. [Cont'd from Vol. III].

Note: Children: Lucinda Potts, wife of Daniel McClaren; George Potts; William Potts; Zack Taylor Potts; Joseph Potts; Martha A. Potts, wife of William Scales; Elizabeth Potts, wife of John W. Batey; Mary F. Potts.

September 13, 1870, Chancery Court: Joe John Green, executor, and Mrs. Ann [Nevins] Potts, widow of George Potts (deceased); Lucinda [Potts] McClaren, wife of Daniel McClaren; Martha [Potts] Scales, wife of William Scales; vs William Potts; Zach T. Potts and George Potts, a minor with guardian William Nevins; Joseph Potts; Elizabeth Potts and Mary F. Potts, the last three were minors without guardian. The complainants had stated that the personal assets of the testator that had been or could have been realized by the executor to pay debts and special legacies was \$6200. The list of bonafide debts totaled about \$6400. The testator had owned a 45 acre tract of land and the executor had prayed to sell a portion of the land for payment of debts.

October 26, 1874, County Court: William Potts, Zach T. Potts, George Potts vs Joe John Green, executor, Ann [Nevins] Potts, Lucinda [Potts] McClaren, wife of Daniel McClaren; Martha A. [Potts] Scales, wife of William Scales; Elizabeth [Potts] Batey, wife of John W. Batey; Mary F. Potts, a minor; William Nevins, regular guardian of George Potts and John W. Childress Jr., guardian ad litem for .The 45 acre tract had been sold on January 18, 1872, to John W. Batey for \$1962.44. According to the account of the Clerk & Master, the whole proceeds were not sufficient to make the testator's daughters equal to the shares of the sons and he stated that the daughters were entitled to the entire proceeds. The court had agreed. The complainants had protested the decree stating they should not be bound by the decree and the decree should not have been made. They had stated that their father was of sound mind when he made the will and should have been able to dispose of his property as he saw fit. They had

asserted that in accordance with item 13 of the will, the proceeds of the sale should have been divided equally among the widow and children. The complainants had prayed for a review and reversal of the decree.

June 9, 1875, May 2, 1876, March 7, 1877, August 7, 1878, February 3, 1879, County Court: George Batey, guardian for Joseph Potts and Mary F. Potts, minor heirs of George Potts (deceased), made a settlement with the court.

October 20, 1875, Chancery Court: Joe John Green, executor, vs William Potts & others. John W. Batey who had purchased a 45 acre tract of land from the estate, had paid all the purchase money, \$1962.44, and had requested decree of title.

961. Prater, Mary Ann [Hicks - Farmer] Died before November 3, 1873, intestate.

Note: She was the daughter of John B. Hicks, who died in 1865 - see Vol. III and above.

November 3, 1873, County Court: The court noted the death of Mary Ann [Hicks - Farmer] Prater and appointed H. [Henry] T. Prater administrator of the estate.

September 7, 1881, County Court: H. [Henry] T. Prater, admin of Mary Ann [Hicks - Farmer] Prater (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: Enoch J. Farmer Married Mary E. Hicks on October 3, 1854. Henry T. Prater married Mary E. Farmer [widow of Enoch J. Farmer] on March 1, 1859.

1870 Rutherford Co., TN Census: Henry T. Prater, 38; Mary Prater, 29; Mattie Prater, 10; William Prater, 5; John Prater, 2; Mary Prater, 1.

962. Prater, Polly [Mary Rawlings - Fulks] Died before September 2, 1872, intestate.

Note: She was widow of John D. Fulks (died 1843 - see Vol. I) and the wife of Aaron Prater, and known as Polly Prater. In the settlement of Jacob Hoover's estate (died ca 1869 - see Vol. III), Aaron and Polly Prater were residents of Arkansas.

September 2, 1872, County Court: The court noted the death of Polly [Mary Rawlings - Fulks] Prater and appointed H. [Henry] T. Prater as administrator.

March 8, 1881, County Court: H. [Henry] T. Prater, administrator of Polly Prater (deceased), made an estate settlement with the court. Receipts included \$55 received from the Clerk & Master as proceeds from the sale of Sarah Rawling's land. The administrator produced the receipts of Aaron Prater, attorney in fact for Theresa Fulks, Mary J. Fulks and Tennessee Fulks for \$257.74, the amount paid them for one-half of the estate. There was a balance of \$346.48 due the other distributees of the estate.

Rutherford Co., TN Marriage records: John D. Fulks married Mary Rawlings on September 9, 1824. Aaron Prater married Mary Fulks on March 8, 1845.

1850 Clark Co., Arkansas Census: Aaron Prater, 38 TN; Mary Prater, 50 TN; Archibald Prater, 21 TN; Pinckney Prater, 19 TN; Joel B. Prater, 16 TN.

1860 Clark Co., Arkansas Census: Aaron Prater, 46 TN; Mary Prater, 61 TN; Thomas Yardley, 13 TN; W. Johnson (m), 7 AR.

1870 Arkadelphia, Clark Co., Arkansas Census: Aaron Prater, 55 TN; Mary Prater, 61 TN; Ann Huffman, 36 AR; Martha Huffman, 7 AR.

963. Prewit or Pruett, R. H. Died before February 6, 1871, intestate.

February 6, 1871, February 4, 1874, November 4, 1878, October 21, 1878, February 7, 1880, County Court: H. [Henry] R. Williams was appointed guardian for John D. Prewit and Mary A. Prewit, minor children of R. H. Prewit (deceased).

1860 Rutherford Co., TN Census, Dist. 3: R. H. Pruit, 24; Sarah Pruit, 23; John Pruit, 1.

U. S. Civil War Soldiers, 1861-1865: R. H. Prewitt, 45th Regiment, Tennessee Infantry.

964. Pritchett, Mrs. Frances C. Died in May 1874, intestate.

Note: Wife of Jeremiah Pritchett

May 9, 1877, County Court: H. [Henry] B. Barkley & wife, Mary[Pritchett] Barkley, T. [Thomas] J. Pritchett et al vs Walter Henry. Samuel Pritchett had died in January 1853. Mrs. Frances Pritchett [sister-in-law of the deceased] had died in May 1874. The property that the testator had devised to Mrs. Frances Pritchett during her lifetime had consisted of some lots in Murfreesboro that could not be partitioned. She had left surviving her the following children to wit: Mary [Pritchett] Barkley, wife of H. [Henry] B. Barkley; Ann J. [Pritchett] Fletcher, wife of G. [Granderson] S. Fletcher; Adaline T. [Pritchett] Bowman, wife of ? Bowman; Caladonia [Pritchett] Frost, wife of N. H. Frost; Thomas J. Pritchett & Ed Pritchett and the representative of a deceased daughter, Sarah [Pritchett] Henry, whose husband was [Ben] Walter Henry, the defendant. H. B. Barkley had purchased the one-seventh share of Ed Pritchett. The court ruled that the lots could not be partitioned into seven shares and directed that the lots be sold. March 5, 1878, County Court: H. B. Barkley & wife, Mary [Pritchett] Barkley, T. J. Pritchett et al vs Walter Henry. The clerk & commissioner had offered four lots in the city of Murfreesboro. He had been unable to get a bid at any price but had been offered \$500, the minimum price for one of the lots and had sold it. The clerk had sought counsel and had revised the minimum prices on the three remaining lots.

Rutherford Co., TN Marriage records: Grandson Fletcher married Sarah A. J. Pritchett on October 12, 1837. Henry B. Barkley married Mary H. Pritchett on October 16, 1848. Ben Henry married Sarah L. Pritchett on October 14, 1858. Nathan H. Frost married Caladonia C.Pritchett on May 5, 1853.

1850 Rutherford Co., TN Census, Murfreesboro: Jeremiah Prichard, 44 VA Carpenter; Frances C. Prichard, 40 VA; Caladonia Prichard, 12; Sarah Prichard, 10; Samuel M. Prichard, 8; Thomas J. Prichard, 5; Edwin W. Prichard, 4; William Ray, 27 Tailor; Anna A. Ray, 21; Samuel Prichard, 50 brick mason.

1860 Rutherford Co., TN Census, Murfreesboro: J. Pritchett, 64 VA Carpenter; F. C. Pritchett (f), 52 (f); Edwin Pritchett, 12; Ben Henry, 22 Carpenter; Sarah Henry, 17; Walter Henry, 1.

1870 Rutherford Co., TN Census, Murfreesboro: Jerry Prichett, 80 VA; Fanny Prichett, 73 VA; Thomas J. Prichett, 24; A. J. Ray, 43; John Ray, 16; Walter Henry, 10; and a (Black) family.

965. Pritchett, Samuel Died before January 1853, testate. [Cont'd from Vols. II & III].

Note: He was brother of Jeremiah Pritchett.

May 7, 1877, County Court: H. [Henry] B. Barkley & wife, Mary [Pritchett] Barkley, T. [Thomas] J. Pritchett et al vs Walter Henry. The court had ordered the clerk to gather information as to whether all the heirs had been present and whether the real estate could be equitably partitioned or had to be sold for partition.

966. Pruit, Mary Died June 1849, intestate.

Note: She is possibly the daughter of John Pruit or Prewit (died ca 1837 - see Vol. I), and Mary [Hoover] Pruit, daughter of Matthias Hoover (died ca 1824 - see Vol. I).

Rutherford Co. TN US Census Mortality Schedules: Mary Pruit, 20, died June 1849 of consumption.

967. Pryor, William M. Died before April 3, 1865, intestate. [Cont'd from Vol. III].

Note: He married Mary A. Byers on June 18, 1856.

January 3, 1865, County Court: Mary A. [Byers] Pryor, widow of the deceased. Petition for dower. William M. Pryor had died with no children while he was away at war.. He had left a widow and the following heirs at law to wit: #1, James L. Pryor, brother, of Rutherford Co. #2, Claiborne Pryor, brother, of Kentucky. #3, Henry Pryor, Arkansas; #4, Mary __?__, sister, married name unknown. The intestate had owned two lots in or near Murfreesboro. The intestate had purchased the first one from his brother, James L. Pryor, and still owed about \$400 on it. The intestate had legal title to an estate in the second lot for the life of Mary Ann [Ricks - Robinson - Lackey] Bridges, wife of William Bridges and widow of Alexander Lackey (deceased). Her husband had purchased the remainder in said lot that had been sold by a decree of the Chancery Court and had paid all but about \$15 on the

purchase price. The widow had claimed her dower from the first lot of land.

December 18, 1878, Chancery Court: James F. Fletcher, Clerk & Master vs Mary A. [Byers] Pryor & others. On December 15, 1877, William Ellington had purchased the remainder interest in the dower lot of Mary A. [Byers] Pryor on the corner of Academy & Burton streets. He had paid the purchase money and was seeking a decree of title.

Rutherford Co., TN Marriage records: Willie H. Robinson married Mary Ann Ricks on May 26, 1842. Alexander R. Lackey married Mary A. Robinson on September 28, 1848.

Tennessee Marriages 1780-2002: William Bridges married Mary Ann Lackey on October 20, 1859.

968. Puckett, Caswell Died January 29, 1865, intestate. [Cont'd from Vol. III].

April 12, 1866, Circuit Court Enrolled Cases #1, pg. 187: Hiram Jenkins, administrator of Caswell Puckett (deceased) and Mrs. Malinda [Cooper] Puckett, widow vs William Gillespie and wife, Elizabeth [Puckett] Gillespie; James Puckett; Sarah J. Puckett; Ann Puckett; Artimissa Puckett and William Puckett. Defendants were intestate's children except William Gillespie. The intestate had owned three tracts of land, one about 100 acres. The petitioners had prayed for the assignment of widow's dower.

February 9, 1875, County Court: R. [Robert] T. Tompkins, administrator de bonis non of the estate, had presented an inventory of the entire estate that listed: (1) an undivided interest in the estate of his father, Charles Puckett (deceased) [died 1854 - see Vol. II & III and below], the value was unknown as his father's estate had been tied up in litigation for a number of years; (2) funds in the hands of Hiram Jenkins who had died and there was a suit pending against the estate to recover said funds; and a certificate of thirty-two shares of stock in the Eagleville and Salem Turnpike Company. Shares were valued at \$25.00.

969. Puckett, Charles Died January 31, 1854, testate. [Cont'd from Vols. II & III].

Note: In order to shorten the various entries in this case, the following genealogy has been abstracted from all the court documents, and including cemetery records and census records:

Descendants of ???Puckett

..... 2 Nathaniel Puckett 1764 - 1842 d: 25 May 1842 in Puckett Cemetery, Brinkley Rd., Rutherford Co., TN
..... 2 Charles E. Puckett 1771 - 1854 d: 31 Jan 1854 in Puckett Cemetery, Brinkley Rd., Rutherford Co., TN
..... +Elizabeth Akin 1778 - 1859 d: 11 Jun 1859 in Puckett Cemetery, Brinkley Rd., Rutherford Co., TN
..... 3 [1] William A. Puckett 1803 - 1870 d: 12 Jan 1870 in Rutherford Co., TN
..... + ? - 1836 d: Abt. 1836 in Rutherford Co., TN
..... 4 Mary Jane Puckett 1829 - d: in Gibson Co., TN
..... +John F. Carothers m: 03 Apr 1854 in Rutherford Co., TN d: in Gibson Co., TN
..... 4 David L. Puckett 1830 - d. in Crockett Co., TN
..... +Mariah M. Beesley m: 22 Mar 1856 in Rutherford Co., TN
..... 4 Violet L. Puckett 1833 - d: in Madison Co., TN
..... +Martin B. Key m: 08 Feb 1853 in Madison Co., TN d: in Madison Co., TN
..... *2nd Wife of [1] William A. Puckett:
..... +Nancy L. Warren 1814 - m: 18 Oct 1836 in Rutherford Co., TN d: in Prob Rutherford Co., TN
..... 4 Charles Puckett 1838 - d: in Haywood Co., TN. Children: James M. Puckett, Nannie R. Puckett, Florence Puckett,
Charles Puckett, Jr., Minerva Puckett
..... 4 Catharine "Kate" Puckett 1839 -
..... +William G. Garrett m: 01 Mar 1865 in Rutherford Co., TN
..... 4 Julia A. Puckett 1841 -
..... 4 Margaret J. "Maggie" Puckett 1843 -
..... +Henry C. Jackson
..... 4 Martha "Mattie" Puckett 1844 -
..... 4 Addie Cornelia Puckett 1846 - 1933 d: 1933 in Mapleview Cemetery, Smyrna, Rutherford Co., TN
..... +Oscar L. Ross 1844 - 1918 m: 02 Jan 1870 in Ruth. Co., TN d: 09 Feb 1918 in Mapleview Cemetery, Smyrna, TN
..... 4 William A. Puckett, Jr. 1850 -
..... 4 Ida S. Puckett 1853 -
..... 4 Alice Puckett 1855 -
..... +James S. Hicks
..... 3 Benjamin "Franklin" Puckett 1819 -
..... +Elizabeth H. Ridout m: 11 Oct 1855 in Rutherford Co., TN, daughter of Thomas Ridout
..... 3 Caswell Puckett 1813 -
..... +Malinda Cooper 1814 - m: 14 Oct 1840 in Rutherford Co., TN
..... 4 Elizabeth C. Puckett 1841 - d: in Bedford Co., TN
..... +William C. Gillespie m: 22 Dec 1857 in Rutherford Co., TN d: in Bedford Co., TN
..... 4 James N. Puckett 1845 -
..... 4 Ann Eliza Puckett 1846 -
..... +John M. Owen
..... 4 Artimissa M. Puckett
..... 4 William Puckett
..... 4 Sarah J. Puckett

..... 3 [3] Mahala Parilee Puckett 1804 - 1883 d: 14 Feb 1883 in Puckett Cemetery, Brinkley Rd., Rutherford Co., TN
 +Christopher Batey 1792 - 1849 m: 17 Jan 1822 in Ruth. Co., TN d: 22 Apr 1849 in Puckett Cem., Brinkley Rd., Ruth. Co., TN
 4 Mary A. E. M. Batey 1822 - d: in Rutherford Co., TN
 +James M. Weatherly 1812 - 1887 m: 03 Aug 1837 in Rutherford Co., TN d: 1887 in Rutherford Co., TN
 4 William P. Batey 1824 - 1883 d: 1883 in Rutherford Co., TN
 4 [2] Martha Charlotte Batey 1828 - 1886 d: 1886 in Rutherford Co., TN
 +John S. Wright m: 17 Jan 1844 in Rutherford Co., TN
 *2nd Husband of [2] Martha Charlotte Batey:
 +Thomas E. Bell m: 25 Nov 1877 in Rutherford Co., TN
 4 David C. Batey 1832 - 1920 d: 1920 in Rutherford Co., TN
 4 Charles L. Batey 1840 - 1865 d: Abt. 1865
 4 Henry J. Batey 1842 - 1900 d: 1900 in Rutherford Co., TN
 *2nd Husband of [3] Mahala Parilee Puckett:
 +Uriah York - 1866 m: 27 Feb 1851 in Rutherford Co., TN d: Abt. 1866
 *3rd Husband of [3] Mahala Parilee Puckett:
 +Henry R. Kirby m: 10 Jul 1866 in Rutherford Co., TN
 3 Mary "Polly" Rice Puckett 1802 - 1845 d: 20 Sep 1845 in Taylor Cemetery, Versailles Rd., Rutherford Co., TN
 +Vincent Taylor 1797 - 1861 m: 14 Dec 1820 in Ruth. Co., TN d: 27 Mar 1861 in Taylor Cemetery, Versailles Rd., Ruth. Co., TN
 4 Elizabeth A. Taylor 1823 - d: in Bedford Co., TN
 +Francis A. "Frank" Brown m: 15 Aug 1845 in Rutherford Co., TN d: in Bedford Co., TN. Children: Elizabeth Brown,
 David P. Brown, Andrew J. Brown, Martha A. Brown + Kelly Rooker, Maggie C. Brown + Benjamin Beachboard,
 Nancy J. Brown, Henry G. Brown, Abner S. Brown, Samuel Brown
 4 Charles P. Taylor 1825 - d: in Bedford Co., TN
 4 James P. Taylor 1828 - 1880 d: Bef. 1880 in Bedford Co., TN
 4 Nathaniel R. Taylor 1830 - d: in Rutherford Co., TN
 4 Amanda E. Taylor 1832 - d: in Bedford Co., TN
 +Samuel M. Brown m: 22 Aug 1854 in Rutherford Co., TN d: in Bedford Co., TN
 4 William C. Taylor 1836 - d: in Rutherford Co., TN
 4 Mary F. Taylor 1839 - d: in Bedford Co., TN
 +James H. Cole m: 15 Jan 1856 in Rutherford Co., TN d: in Bedford Co., TN
 4 Henry V. Taylor 1841 - d: in Bedford Co., TN
 4 Margaret C. Taylor 1843 - d: in Bedford Co., TN
 +R. E. B. "Ed" Floyd d: in Bedford Co., TN
 3 Charlotte "Charity" Puckett 1809 - 1872 d: Abt. 1872 in Texas
 +Dudley Hawse Lindsey 1808 - 1859 m: 12 Oct 1829 in Ruth. Co., TN d: 07 Jul 1859 in Lindsey Cemetery, Ruth. Co., TN
 4 William T. Lindsey 1831 -
 4 [4] Elizabeth T. Lindsey 1832 -
 +James L. Day, Sr.
 5 James L. Day, Jr.
 *2nd Husband of [4] Elizabeth T. Lindsey + John Parkhurst.
 Children: Charles Parkhurst, John R. Parkhurst, James Parkhurst, Evan Parkhurst, Fanny Parkhurst, Bettie Parkhurst
 4 Mary F. Lindsey 1833 -
 4 Joseph F. Lindsey 1834 -. Children: James M. Lindsey, Lottie T. P. Lindsey, D. H. [Dudley Hawse] Lindsey, Annie E. J. Lindsey,
 R. T. Lindsey, W. A. C. Lindsey, J. R. Lindsey
 4 Dudley R. Lindsey 1836 - Children: Mattie D. Lindsey + ? Riley, Harriet V. Lindsey + ? Wilkes, Caleb Lindsey, Jr., Willie J. Lindsey
 4 Sarah "Sallie" Ann Lindsey 1838 - + ? Thompson. Children: Mary E. Thompson + A. Lee, James G. Thompson
 4 Martha J. Lindsey 1840 - d: in Texas
 +John A. Bryson d: in Texas. Children: John M. Bryson, Fannie O. Bryson, Mary J. "Jennie" Bryson, Lillie Bryson
 4 Adrianna "Adie" A. Lindsey 1841 - +Robert B. Poer. Child: Addie Poer
 4 Roxanna Tennessee Lindsey 1843 -
 4 Caleb Lindsey 1845 -
 5 Sallie Lindsey
 4 James C. J. Lindsey 1847 - Children: D. H. Lindsey, Catherine C. Lindsey, W. N. Lindsey, Robert W. Lindsey, Bell Lindsey
 4 Anna Lindsey 1850 -
 3 Nancy J. C. Puckett 1818 -
 +Hiram Jenkins, Jr. m: 07 Sep 1837 in Rutherford Co., TN
 3 [5] Eliza A. Puckett 1811 - d: in Madison Co., TN
 +Thomas S. Berry 1799 - 1835 m: 16 Jan 1833 in Ruth. Co., TN d: 10 Sep 1835 in Puckett Cem., Brinkley Rd., Ruth. Co., TN
 *2nd Husband of [5] Eliza A. Puckett:
 +Walter T. Key m: 01 Sep 1840 in Rutherford Co., TN
 3 Sarah "Sally" Puckett 1806 - d: in Mississippi
 +Thomas Powell m: 11 Sep 1827 in Rutherford Co., TN d: in Mississippi

June 2, 1875, Chancery Court: B. F. [Benjamin Franklin] Puckett & W. [William] A. Puckett, executors of Charles Puckett (deceased) vs Caswell Puckett, Hiram Jenkins and wife et al. At the April 1866 term of the court, a special commissioner for the use of the heirs and devisees of Charles Puckett (deceased), had recovered a judgment against William A. Puckett, E. [Enoch] N. Dickson and Hiram Jenkins for \$10,406.70. They had been given an opportunity to pay the full amount or the tract of land containing 109 acres was to be auctioned. W. [William] A. Puckett had died on January 12, 1870 (see below). Mrs. Nancy [Warren] Puckett was his administratrix. The court had issued a scire facias to be served upon the parties that commanded Mrs. Nancy [Warren] Puckett, administratrix of W. [William] A. Puckett (deceased) to appear at the next term of the court and to show cause why the suit should not be revived against her.

October 16, 1876, Chancery Court: B. F. [Benjamin Franklin] Puckett & W. [William] A. Puckett, executors of Charles Puckett

(deceased) vs Caswell Puckett & others. At the sale of the lands of Charles Puckett (deceased) on September 30, 1876, James P. Taylor purchased lot #2 for \$1310 for the benefit and use of the heirs of Charles Puckett (deceased). He had not paid any money but had been credited with the judgment against W. [William] A. Puckett & others by that amount.

November 18, 1879, Chancery Court: B. F. [Benjamin Franklin] Puckett & W. [William] A. Puckett, executors of Charles Puckett (deceased) vs Caswell Puckett, Hiram Jenkins & others. On May 2, 1866, James F. Fletcher, commissioner, had recovered in the Chancery Court a judgment against E. [Enoch] N. Dickson, William A. Puckett and Hiram Jenkins in the amount of \$20,997.09 for the use and benefit of the heirs of Charles Puckett (deceased). The sheriff had levied the judgment on a tract of land containing 195 acres, it being the property of William Puckett. William A. Puckett had died after the levy. A scira facias had been issued against all the above defendants to appear in court and to show cause why the judgment should not be revived against them and the land. The 195 acres consisted of two tracts, one just over 59 acres and the other 135 acres. The larger tract was involved in litigation but the court ordered the small tract to be sold and proceeds to go toward the judgment.

November 20, 1879, Circuit Court: The court had directed the commissioner to proceed to collect the balance of purchase money from Mrs. Nancy [Warren] Puckett. When he had collected the money, it was to be paid out according to a compromise reached in Chancery Court. \$1500 was to be paid over to B. F. [Benjamin Franklin] Puckett, executor, and the balance of the purchase money was to go to Mrs. M. [Martin] B. [Violet Puckett] Key and Mrs. Jane [Puckett] Caruthers.

September term, 1880, Chancery Court Enrolled Cases #11, pg. 141: Mrs. Nancy [Puckett] Jenkins of Rutherford Co.; Mrs. Sallie [Puckett] Powell of Mississippi; the heirs at law of Mrs. Polly [Puckett] Taylor (deceased) to wit: J. [James] P. Taylor; Charles Taylor; Henry V. Taylor; Samuel Brown and wife, Amanda [Taylor] Brown; James C. Cole and wife, Mary [Taylor] Cole; Ed Floyd and wife, Margaret [Taylor] Floyd, all of Bedford Co.; William C. Taylor and Nathaniel Taylor of Rutherford Co.; the heirs of Elizabeth [Taylor] Brown, a daughter of Polly [Puckett] Taylor (deceased) to wit: Elizabeth Brown, David Brown and Andrew Brown and her husband, Frank A. Brown of Bedford Co.; Jennie [Taylor] Rooker and the other daughter of Polly [Puckett] Taylor (deceased) of Rutherford Co. vs Mahala [Puckett - Batey - York] Kirby of Rutherford Co., and her children to wit: William P. Beaty; Mary Beaty; David Beaty, Martha E. Wright; & Mary [Beaty] Weatherly and husband, James W. Weatherly, all of Rutherford Co.; Mrs. Eliza [Puckett] Key of Madison Co.; B. F. [Benjamin Franklin] Puckett and Mrs. Elizabeth Ridout [Puckett] in her own right and as executrix of Thomas Ridout (deceased), both of Rutherford Co.; the heirs of Caswell Puckett (deceased) to wit: William Gillespie and wife, Elizabeth [Puckett] Gillespie; James N. Puckett; Anna Elizabeth Puckett; Artemissa and William Puckett, all of Bedford Co.; the heirs at law of William A. Puckett (deceased) to wit: Mrs. Kate [Puckett] Garrett; H. [Henry] C. Jackson and wife; Oscar Ross and wife, Addie [Puckett]; James S. Hicks and wife, Alice [Puckett]; William Puckett and Ida Puckett, all of Rutherford Co.; Mrs. Jane [Puckett] Caruthers of Gibson Co.; Mrs. Violet [Puckett] Key of Madison County; the heirs of Charles Puckett (deceased), a son of W. [William] A. Puckett (deceased) to wit: James M. Puckett, Nancy R. [Rosa] Puckett, Florence Puckett, Charles Puckett, Jr., and Manirva [?Mary] Puckett of Haywood Co; Mrs Charlotte [Puckett] Lindsey of Texas, and her children to wit: James L. Day and wife, Elizabeth [Puckett] Day; ?_ Thompson and wife, Sallie Ann [Puckett] Thompson; Mary F. Lindsey, Dudley R. Lindsey, Joseph Lindsey, Adriana Lindsey, Tennessee Lindsey, Caleb Lindsey and James C. Lindsey, all of Texas. Charles Puckett had left eight heirs to wit: Mrs. Nancy [Puckett] Jenkins; B. F. [Benjamin Franklin] Puckett who had sold his share to Thomas Ridout; Mrs. Charlotte [Puckett] Lindsey, Texas, took an interest for life and the remainder to her children; Mrs. Mahala [Puckett - Batey - York] Kirby took an interest for life and the remainder to her children; Mrs. Sallie [Puckett] Powell took an interest; Mrs. Eliza [Puckett] Key took an interest; and the heirs of Mrs. Polly [Puckett] Taylor took an interest through an inheritance from her mother who had died many years previously; the heirs of W. [William] A. Puckett (deceased) took an interest; the heirs of Caswell Puckett (deceased) took an interest. The interest of W. [William] A. Puckett had been sold some time previously for payment of debts. Caswell Puckett (deceased) had purportedly sold his interest in the estate but no one knew the purchaser. The testator's land had been sold and notes taken but they had not been paid. The complainants had believed they still owned the land. This matter was before the Supreme Court. Rents from these lands had been applied to attorney fees. The complainants had asserted they had the right to have the court partition the land and pending that, they had the right to rent out said lands and have the rents collected by a receiver. In an answer to this bill of March 7, 1881, it was asserted that Sarah J. Puckett, daughter of Caswell Puckett (deceased) had been omitted from the bill.

November 15, 1880, Chancery Court: In accordance with an agreement between the court and the attorney for the heirs, pending settlement of the estate, the Clerk & Master was to take charge of all the various tracts of land and rent them either privately or publically. He was to keep the taxes paid up and hold the proceeds subject to the orders of the court.

970. No entry for this number

971. No entry for this number

972. Puckett, Elizabeth A. Died before April 8, 1870, intestate.

Note: Daughter of Lodwick Puckett [died ca 1860, see Vol. II & III]. Apparently, she had been handicapped in some way.

April 8, 1870, County Court: The court noted the death of the intestate and appointed John E. Dromgoole as administrator of her estate.

May 5, 1870, County Court: John E. Dromgoole, administrator de bonis non of the estate of Elizabeth Puckett (deceased), reported that he had found no assets belonging to the deceased.

November 17, 1871, Circuit Court: John E. Dromgoole, administrator of Elizabeth Puckett (deceased) vs R. [Robert] T. Tompkins, executor of James M. Tompkins (deceased). A jury had found in favor of the plaintiff in the amount of \$300 plus costs for which execution was to be levied on the goods, chattels and rights of James M. Tompkins (deceased) in the hands of the executor.

973. Puckett, Elizabeth [Akin] Died June 11, 1859, intestate. [Cont'd from Vols. II & III].

Note: Widow of Charles Puckett - see above for genealogical relationships

April 9, 1866, Circuit Court Enrolled Cases #1, pg. 158: Benjamin F. Puckett of Madison Co. et al. vs William A. Puckett, administrator of the intestate, et al. The administrator had sold \$914.62 worth of personal property and had submitted a sale list to the court. The intestate had deposited \$935 with William A. Puckett during her lifetime and he had spent \$469.49 taking care of her. He had not accounted for the remaining amount on his inventory. The plaintiffs had charged that the administrator had not made any settlements with the court or distributed any of the proceeds from the sale.

974. Puckett, William A. Died January 12, 1870, intestate.

Note: Son of Charles (see above for genealogical relationships) and Elizabeth [Akin] Puckett

March 14, 1870, Circuit Court: S. H. Miller, administrator vs Hiram Jenkins, administrator, and W. [William] A. Puckett. The death of W. [William] A. Puckett was acknowledged.

April 5, 1870, County Court: The court noted the death of the intestate and appointed Mrs. Nancy L. [Warren] Puckett, widow, as the administratrix. Charles Puckett provided part of the security.

February 8, 1871, County Court: Nancy L. [Warren] Puckett, widow of William Puckett (deceased) vs William G. Garrett and wife, Kate [Puckett]; H. [Henry] C. Jackson and wife, Maggie G. [Puckett]; Oscar Ross and wife, Addie [Puckett]; Mattie Puckett; Charles Puckett; William Puckett, Alice Puckett and Ida Puckett, the last two minors. The widow had petitioned for her dower and the court had assigned commissioners to set off one-third in quantity and value of the land of her deceased husband as her dower to include the dwelling house and other outbuildings.

March 8, 1871, County Court: Nancy L. [Warren] Puckett, widow of William Puckett (deceased) vs William G. Garrett and wife, Kate [Puckett] et al. Commissioners had set apart one-third of the real estate for the dower of Nancy L. [Warren] Puckett (widow).

June 5, 1872, Chancery Court: Benjamin F. Puckett et al. vs Nancy L. [Warren] Puckett, administratrix of William A. Puckett (deceased); W. [William] R. Jenkins & J. F. Jenkins, executors of Hiram Jenkins (deceased) and J. T. Henley. The complainants were to recover of the defendants the sum of \$5463.92. The defendants had appealed to the next term of the Supreme Court.

June 3, 1874, Chancery Court: B. [Benjamin] F. Puckett & W. [William] A. Puckett vs Caswell Puckett, Hiram Jenkins & others. A writ of Scire Facias had been issued against Nancy L. [Warren] Puckett [and the children of William A. Puckett, deceased] requiring them to show cause, if any, why a certain judgment or decree should not be revived against them as administratrix and heirs of William A. Puckett (deceased) and why a tract of land containing 195 acres should not be sold to satisfy the decree. In response, Nancy L. [Warren] Puckett had stated that there were no assets in her hands except those exempt from execution. She had also stated she had purchased 135 acres of the land at a sale under a decree of the Circuit Court at the insistence of M. [Martin] B. Key and wife, Violet [Puckett], and Jane [Puckett] Caruthers, who were tenants in common of said land by virtue of a quit claim deed executed in their favor by William A. Puckett (deceased). The remaining 60 acres had belonged to the intestate at his death and the widow was entitled to her dower from it.

October 29, 1874, Chancery Court: Benjamin F. Puckett & William A. Puckett, executors of Charles Puckett (deceased) vs Caswell Puckett, Hiram Jenkins & wife & others. On May 2, 1866, the Chancery Court issued a judgment against E. [Enoch] N. Dickson, William A. Puckett and Hiram Jenkins for the sum of \$20,997.09 in favor of the heirs and devisees of Charles Puckett (deceased). A sciri facias was issued on December 25, 1866 and the deputy sheriff levied it against a tract of land containing 195 acres owned by William A. Puckett who had since died. D. [David] L. Puckett, Mrs. Violet M. [Puckett] Key and Mrs. [Mary] Jane [Puckett] Caruthers were heirs of the deceased as well as others. A sciri facias was issued on October 25, 1874 against Violet M. [Puckett]

Key, Jane [Puckett] Caruthers and D. [David] L. Puckett requiring them to appear and show cause why the said judgment should not be revived against the heirs of William A. Puckett (deceased) including themselves. Violet M. [Puckett] Key and Jane [Puckett] Caruthers were residents of Gibson County and D. [David] L. Puckett was living in Crockett County.

October 25, 1875, Chancery Court: B. [Benjamin] F. & W. [William] A. Puckett, executors, vs Caswell Puckett & others. A scire facias and pleas thereto had been served on the widow, administratrix and heirs of William A. Puckett (deceased). During the April 1866 term of this court, a judgment had been issued in favor of the heirs and devisees of Charles Puckett against William A. Puckett & others for the sum of \$10,469.70 and the same had been fully revived against the administratrix and heirs. The defendants had been given until February 1876 term of this court to pay the full amount or the lands would be sold.

April 19, 1877, Chancery Court: D. [David] L. Puckett & J. [John] F.. Caruthers & wife vs W. A. Puckett & M. [Martin B.] Key and wife. The court had found that W. A. Puckett, guardian for D. [David] L. Puckett, Mary Jane [Puckett] Caruthers and Violet [Puckett] Key, had owed them \$180 annual rent from 1841 to 1855 when David L. Puckett made a division of the land with his father, William A. Puckett (deceased). The total was \$2340 without interest and each ward was entitled to one-third of that total.

975. Puckett, William S. [Spencer] Died July 20, 1873, intestate.

Note: Son of Lodwick Puckett [died ca 1860, see Vol. II & III and above] and his 1st wife.

September 1, 1873, County Court: The court noted the death of W. S. Puckett and appointed John W. Nance as administrator of the estate. J. [James] R. Puckett and William M. Lamb provided security for the \$2000 bond.

October 6, 1873, County Court: John W. Nance, administrator of the estate, submitted an inventory of the personal property of the deceased consisting primarily of notes due and a short list of items sold at auction.

February 4, 1874, County Court: The inventory of the property of W. S. Puckett (deceased) was presented in court and accepted.

April 4, 1876, June 7, 1877, County Court: J. W. Shead was appointed guardian for L. K. Puckett, a minor heir of W. S. Puckett (deceased).

May 2, 1876, County Court: John W. Nance, administrator of the deceased, made an estate settlement with the court.

Rutherford Co., TN Marriage records: William S. Puckett married Milley Manor on January 5, 1833.

1850 Bedford Co., TN Census, Dist. 9: William S. Puckett, 49 VA; Milley Puckett, 38 NC; Lodwick L. Puckett, 17 NC; James R. Puckett, 16 NC; John E. Puckett, 14 NC; Lucy S. Puckett, 12 NC; Mills M. Puckett, 10 NC; William W. Puckett, 8 NC; Joseph L. Puckett, 6 NC; Susanah Puckett, 5 NC; Thomas S. Puckett, 3 NC; Levina Puckett, 2 months NC.

1860 Bedford Co., TN Census, Western Div.: W. S. Puckett, 58 VA; Ruth Puckett, 42; Joseph Pucket, 16; Susan Puckett, 13; Thomas Puckett, 11; Lavinia Puckett, 10; Ben Puckett, 8; S. J. Puckett (f), 5; David Puckett, 1

Mt. Pleasant Church Cemetery, near Rockvale: William Spencer Puckett, 31 July 1801 - 20 July 1873.

976. Pugh, S. E. vs B. M. Pugh – Divorce.

July 21, 1875, Circuit Court: The defendant was a habitual drunkard and had made no provision to support his family. The court issued a decree of divorce. Custody of five year old child was awarded to the mother.

977. Queener, W. H. Died June 3, 1875 in Cannon Co., intestate.

April 11, 1877, Chancery Court: W. L. Fathera, E. B. Fathera and Peter D. Barker vs Jemima [Parrish] Queener, John Queener, George Queener, Kate Queener, widow and minor heirs of W. H. Queener (deceased). W. H. Queener had died in Cannon County in 1876. The family had lived in Rutherford County but at the time of his death, W. H. Queener had been employed in Cannon County. On December 11, 1871, W. H. Queener had purchased 100 acres at an auction held by the Clerk & Master and title had been decreed to him during the October term of this court in 1875. Stephen E. Parrish, father-in-law of the deceased, had paid part of the purchase money and had taken possession of 54 acres. Mr. Parrish had borrowed the money from his wife, Jemima Parrish, and gave her a mortgage on the land. After the title had been decreed to W. H. Queener, he and his father-in-law, had executed a joint deed that had conveyed absolute title to Mrs. Jemima Parrish for 54 acres describing it as the eastern portion of the tract. 30 acres had been sold from the western portion leaving a balance of 16 acres. The complainant had purchased the remaining 16 acres in 1872 for \$650 and had given a note. A lien was to be retained on the land and any improvements made to the land were also to be liable and held as said land for the payment of the note. W. H. Queener had endorsed the note to a second party as payment for the original purchase but it had not been paid. On January 27, 1877, the debt had been satisfied. W. H. Queener (deceased) had left no property of any description and had no administrator.

November 4, 1880, County Court: The court noted that W. H. Queener had died and appointed Mrs. J. [Jemima Parrish] Queener as administratrix. She posted a bond for \$300 with George S. Parrish and Mrs. J. [Jemima] Parrish providing security.

Rutherford Co., TN Marriage records: W. H. Queener married Jemima Parrish on September 5, 1867.

1870 Rutherford Co., TN Census, Murfreesboro Dist.: W. H. Queener, 30 Ret. Merchant; Jemima Queener, 21 England; John Queener, 2; Katty Queener (Mulatto), 12 Domestic Servant.

1880 Rutherford Co., TN Census, Murfreesboro: [2 families - same household] J. Parrish, 62 England; E. E. Parrish, 25 Eng., daughter; G. S. Parrish, 24, son; J. Queener, 30 Eng.; John Queener, 12, son; George Queener, 9, son; Kate Queener, 3, daughter

Evergreen Cemetery, Murfreesboro: W. H. Queener, 9 Jan 1840 - 3 June 1875, & wife, Jemima Queener, 14 Feb 1849 - 11 Nov 1916. S. E. Parrish, 18 Mar 1818 - 27 July 1876, & wife, Jemima Parrish, 24 June 1818 - 10 June 1905.

978. Ralph, David Died between July 16, 1875 and February 7, 1876, testate.

Will dated July 16, 1875. Will was submitted for probate on February 7, 1876. First: The testator directed that his funeral expenses and debts be promptly paid. Second: After the death of the testator and his wife, all of his real estate in the Big Spring district was to go to his daughter, Almeda Ralph. The tract was estimated at ten acres. The testator did not nominate an executor.

February 7, 1876, County Court: The will of David Ralph (deceased) was presented for probate, was proven and recorded.

1850 Rutherford Co., TN Census, Murfreesboro: David Ralph, 45 Carpenter; Hetty Ralph, 41; Ann R. Ralph, 18; Samuel B. Ralph, 11; Andrew M. Ralph, 8; Almeda Ralph, 6; Charles Ralph, 3; Lewis Ralph, 1 month.

979. Ralston, Andrew Died between October 9, 1863 and July 4, 1864, testate. [Cont'd from Vol. III].

Note: Widow: Mary Ann "Polly" [Woods] Ralston. Mary Catherine Ralston was the daughter of a deceased son, Robert Ralston.

August 6, 1879, County Court: William Ralston [son of Robert Ralston, deceased], guardian for Mary C. Reed, formerly Mary C. [Catherine] Ralston, minor heir of Robert Ralston (deceased) and minor heir at law of Andrew Ralston (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: Elisha C. Reed married Mary C. Ralston on December 10, 1878.

980. Ralston, John Clinton Died August 1849, unknown.

Note: He was the son of George and Elizabeth S. Ralston. George Ralston died in 1837 - see Vol. I & II.

Rutherford Co. TN US Census Mortality Schedules: John Ralston, 33, died August 1849 of Typhoid fever.

981. Ralston, Robert Died August 1, 1857, intestate [Cont'd from Vol. II].

Note: Son of Andrew Ralston (see above & Vol. III) and his 1st wife, Loveagh [Wauchop] Ralston

August 6, 1879, County Court: William Ralston, guardian for Mary C. Reed, formerly Mary C. Ralston, minor heir of Robert Ralston (deceased) and minor heir at law of Andrew Ralston (deceased), made a settlement with the court.

Carson Cemetery, Clayton Lane: Robert Ralston, killed by run-away oxen team, 7 Sep 1821 - 1 Aug 1857. Andrew Ralston, 1793 - 1862, & 1st wife, Loveagh Wauchop Ralston, 1790 - 1848 or 1849; & 2nd wife, Mary Ann Woods Ralston, 1821 - after 1880.

982. Raney, W. Died March 1860, unknown.

Rutherford Co. TN US Census Mortality Schedules: W. Raney (male), 56, widowed, born in NC, died March 1860 of congestive chills.

983. Rankin, Randolph Died before October 7, 1872, unknown.

October 7, 1872, County Court: W. T. Wood was allowed \$2.60 for shrouding for Randolph Rankin (deceased).

984. Rankin, William C. Died before August 7, 1871, intestate.

August 7, 1871, County Court: The court noted the death of the intestate and appointed W. R. M. Crump as administrator. Benjamin F. Rankin provided part of the security.

August 25, 1871, County Court: W. R. M. Crump, administrator, submitted a list of the personal property belonging to the estate.

January 29, 1874, County Court: W.R. M. Crump, administrator of the estate, made a final estate settlement with the court.

Rutherford Co., TN Marriage records: William C. Rankin married Mary Ann Powell on December 5, 1833. [**Note:** She was the daughter of Thomas Powell, who died in 1859 - see Vol. II]

1860 Rutherford Co., TN Census, Fox Camp Dist.: William Rankin, 51; Mary Rankin, 49; Sarah Rankin, 20; Ada Rankin, 19; Ben Rankin, 14; Amos Rankin, 12; Mary Rankin, 8.

985. Ransom, Alfred C. Died on or about June 17, 1868, non-cupative will. [Cont'd from Vol. III].

Note: He was the son of Lemuel [died 1869, see Vol. III] & his 1st wife, Jane [Comer] Ransom. He left his estate to his siblings.

May 6, 1879, October 8, 1881, County Court: Mrs. P. M. Ransom, widow of Lemuel C. Ransom (deceased), was appointed guardian of Lucy Ransom, Arthur Ransom, Mary Ransom and Theo Ransom, minor children of L. C. Ransom (deceased) and heirs at law of Alfred Ransom (deceased).

March 4, 1880, October 11, 1881, County Court: W. G. Overall, guardian of H. [Houston] H. Snell and F. [Francis] M. Snell, minor children of F. M. Snell (deceased) and heirs at law of Alfred Ransom (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: F. M. Snell married Louisa V. Murfree on March 8, 1860.

1870 Rutherford Co., TN Census, Dist. 12 (May): Louisa Snell, 30; Houston Snell, 9; Francis Snell, 7; and others.

1880 Rutherford Co., TN Census, Murfreesboro: P. M. Ransom (f), 39 Alabama; Lucy F. Ransom, 17 Alabama, daughter; Arthur S. Ransom, 14, son; M. H. Ransom, 12, daughter; Theo Ransom, 8, son.

986. Ransom, Henry A. Died before January 17, 1872, intestate.

Note: He was a son of Lemuel Ransom [died 1869, see Vol. III] and his 1st wife, Jane [Comer] Ransom

January 17, 1872, County Court: John A. Oden, administrator of the estate of Henry A. Ransom (deceased), presented an inventory of the estate.

May 7, 1872, County Court: The court noted the death of Henry Ransom and appointed J. A. Oden as administrator of the estate.

December 8, 1874, County Court: John A. Oden, administrator of Henry A. Ransom (deceased), made a final settlement with the court. A sale list of the personal property of the intestate was presented in court. O. W. Ransom had purchased several books and a gold watch at the sale.

U. S. Civil War Soldiers, 1861-1865: Henry A. Ransom 1st Regiment, Tennessee Infantry (Feild's), Confederate.

987. Ransom, J. [James] F. Died before April 29, 1871, intestate.

Note: He was a son of Lemuel Ransom [died 1869, see Vol. III] and his 1st wife, Jane [Comer] Ransom

April 29, 1871, Chancery Court: A. B. Robertson vs J. M. Leatherman & others. The court noted the death of J. [James] F. Ransom, who along with C. [Charles] R. Ransom [brother of James F. Ransom] had purchased 95 acres from the estate of Abel Davis (deceased). The intestate had died without heirs of his body and his siblings were to wit: Charles R. Ransom; Mary E.[Ransom], wife of Matt [Madison F.] Batson; Henry A. Ransom and Susan J. Ransom. No administrator had been appointed.

June 6, 1872, Chancery Court: A. B. Robertson vs J. M. Leatherman, William Spence, William L. Huggins and Melinda [Fletcher] Leatherman vs A. B. Robertson, William Spence, W. L. Huggins, R. N. Ransom & J. M. Leatherman. Charles R. Ransom and J. [James] F. Ransom had purchased 58 acres of land together and shortly thereafter, J. [James] F. Ransom had died. Charles R. Ransom had paid \$2225.00. The heirs of J. [James] F. Ransom to wit; Henry A. Ransom; Susan J. Ransom; M. [Madison] F. Batson & wife, Mary E. Batson, formerly Mary E. Ransom, had signed a deed of relinquishment for their interest in the property. June 15, 1872, Chancery Court: Henry A. Ransom; Susan J. Ransom; M. [Madison] F. Batson and wife, Mary E. [Ransom] Batson, together with C. R. Ransom were the only heirs and devisees at law of the intestate. In consideration for C. [Charles] R. Ransom having paid to R. [Robert] T. Tompkins, commissioner, all of the purchase money, \$1112.50, due from J. [James] F. Ransom (deceased) for 58 acres of land, the heirs had transferred all their rights and title to said land.

988. Ransom, Samuel H. Died on or about October 8, 1862, testate. [Cont'd from Vol. III]

Note: Samuel Ransom, his only son, was born October 25, 1862, after the death of his father.

October 31, 1876, Chancery Court: Bettie [King] Ransom, widow vs Samuel Ransom. The widow had been entitled to a dower from the office and lot of ground mentioned in the bill. They had been sold to the complainant for \$1300. She had paid for them in full and the court had ruled that she was entitled to \$410 in lieu of her dower. She had to post a bond for \$820 conditioned that on her death the sum of \$410 without interest would be paid to Samuel Ransom.

989. Ray, William (colored) Died before August 4, 1873, unknown.

August 4, 1873, County Court: The coroner was allowed \$5 for holding an inquest on the body of William Ray (colored).

1870 Rutherford Co., TN Census, Dist. 25 (Millersburg): [all Black] William Ray, 20; Narcissa Ray, 18; Willis Ray, 1.

990. Read, George H. Died before November 21, 1870, testate.

November 21, 1870, Circuit Court: James F. Jenkins vs George H. Read. At the hearing, the death of the defendant was admitted and a scire facias was issued against Mrs. ? Read, executrix of the deceased, and the cause was continued until next term.

991. Ready, Charles H., Sr. Died August 3, 1859, testate. [Cont'd from Vol. II & III].

June 9, 1880, County Court: Charles Ready, Jr., the executor of the estate of Charles H. Ready, Sr. (deceased) had died leaving the estate without an executor. The court appointed E. [Erasmus] D. Hancock administrator de bonis non with the will annexed..

March 12, 1881, County Court: E. [Erasmus] D. Hancock, administrator de bonis non of Charles Ready, Sr. (deceased), presented an inventory of the estate and made an estate settlement with the court.

September 6, 1881, County Court: An inventory and a sale list of the very large personal estate of Charles H. Ready, Sr. (deceased) were presented in court.

Ready Cemetery at Readyville: Charles Ready, Sr., born Salisbury, NC 1 Apr 1770, died 3 Aug 1859, migrated to TN 1797, settled in Readyville, 1802. Mary Ready, consort of Charles Ready, born in NC 1 Sep 1773, died 3 Sep 1848.

Evergreen Cemetery, Murfreesboro: Charles Ready, Jr., 22 Dec 1820 - 4 June 1878.

992. Reams, Robert B. Died before August 5, 1872, intestate.

Note: The son of James & Sarah [May] Reams and the grandson of Robert May, who died 1854 - see Vol. II & III and above.

August 5, 1872, County Court: Anthony North & wife & others vs Jasper N. Holt & others. Defendants George S. Reams and Meredith Ellison and wife, Amanda [Reams], Elizabeth [Reams] Waltrip, wife of ? Waltrip, were non-residents of Tennessee and were residents of Kansas and James Reams and the children and heirs at law of Robert B. Reams (deceased) whose names were unknown could not be served by ordinary process. A copy of the order had to be published in a newspaper for four weeks.

993. Reed, Charles (colored) Died before May 6, 1872, intestate.

May 6, 1872, County Court: The court noted the death of Charles Reed (colored) and appointed E. [Emanuel] Rosenfeld as administrator. Henry Hirsch and Sam Landsberger provided security. The court appointed commissioners to set apart to Mary Reed (colored), widow of Charles Reed (deceased - colored) sufficient provisions for one year.

March 8, 1876, County Court: E. [Emanuel] Rosenfeld was appointed guardian for Moses Reed, Emma Reed, Jane Reed and Martha Reed (colored), minor children of Charles Reed (deceased – colored).

March 9, 1876, County Court: E. Rosenfeld, administrator of the estate, made a final estate settlement with the court.

November 3, 1879, County Court: John D. Wilson was appointed guardian for Moses Reed, Emma Reed, Jane Reed and Martha Reed, minor children of Charles and Mary Reed (deceased - colored).

December 10, 1880, County Court: John D. Wilson, guardian for Moses Reed, Emma Reed, Jane Reed and Martha Reed, minor children of Charles and Mary Reed (deceased - colored), made a settlement with the court.

994. Reed, James Died before August 7, 1865, intestate. [Cont'd from Vol. III].

Note: James, Robert and Joseph Osborn were grandchildren of the testator.

May 29, 1876, March 3, 1880, County Court: James R. Osborn, guardian for Robert F. Osborn and Joseph P. Osborn, minor heirs of Harvey Osborn, Sr. and heirs at law of James Reed (deceased), made a settlement with the court.

Rutherford Co. Marriage records: Harvey Osborn married Ann Read on October 18, 1839.

995. Reed, John (colored) Died before April 3, 1871, unknown.

April 3, 1871, County Court: Prince Perry (colored) received \$5 for hauling the body of John Reed (colored - deceased) to the grave.

996. Reed, Lawrence (colored) Died before April 6, 1874, unknown.

April 6, 1874, County Court: T. J. Wade had been allowed \$5 for holding an inquest on the body of Lawrence Reed (colored – deceased). Dr. R. [Robert] J. Turner had been allowed \$5 for holding a post mortem examination of the body of Lawrence Reed (colored – deceased).

997. Reed, Lewis (colored) Died before March 6, 1871, intestate.

March 7, 1871, County Court: The court noted the death of Lewis Reed (colored) and appointed C. [Clement] T. Reed as administrator.

March 17, 1871, County Court: C. [Clement] T. Reed, administrator of the deceased's estate, submitted a sale list of personal property sold at auction. Harry Reed and C. [Clement] T. Reed purchased items at the auction.

February 4, 1874, County Court: The administrator of the estate of Lewis Reed (colored) made a settlement with the court.

1870 Rutherford Co., TN Census, Dist. 10 (Versailles): [all Black] Lewis Reed, 42; Caroline Reed, 28; George Reed, 12; Richard Reed, 10; John Reed, 16; Henry Reed, 8, Horace Reed, 6.

998. Reed, Mary (colored) Died between June 6 and August 9, 1876, testate.

Note: Widow of Charles Reed (colored – deceased) – see above.

Will dated June 6, 1876. Will submitted for probate August 9, 1876. The testatrix willed the house and lot where she lived to her children Fannie Reed, Moses Reed, Emma Reed, Jane Reed and Martha Reed and to the heirs of their bodies. The testatrix willed one dollar and a cow to her daughter, Catherine [Reed] Robison. The testatrix willed to her daughter, Fannie Reed, who had been a faithful daughter throughout the deceased's sickness, control over the minor children and to act motherlike to them. She did not nominate an executor.

August 9, 1876, County Court: The will of Mary Reed (colored) was presented for probate, was proven and recorded.

August 14, 1878, County Court: Mrs. [Cecilia] Rosenfeld, executrix of E. Rosenfeld (deceased) who was in his lifetime guardian for Moses Reed, Emma Reed, Jane Reed and Martha Reed, minor children of Charles and Martha Reed (deceased), made a settlement with the court.

November 3, 1879, County Court: John D. Wilson was appointed guardian for Moses, Emma, Jane and Martha Reed, minor children of Charles and Mary Reed (deceased)

November 28, 1880, November 7, 1881, County Court: John D. Wilson, guardian for Moses Reed, Emma Reed, Jane Reed and Martha Reed, minor children of Charles and Mary Reed (deceased), made a settlement with the court. Each child received \$59.33 as their one-fourth share of the money received from Mrs. [Cecilia] Rosenfeld, executrix of E. [Emanuel] Rosenfeld (deceased) who in his lifetime has been their guardian.

999. Reed, Peter Date of death unknown.

Note: Peter Reed had been guardian of the 2 daughters of Thomas McCoy, who died ca 1868 - see Vol. III.

September 8, 1876, County Court: James T. Reed, agent for Peter Reed (deceased), who was in his lifetime, guardian for Sarah McCoy and Ann McCoy, heirs of J. T. H. McCoy (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: Peter Reid married Delana Lassiter on February 27, 1835.

1870 Rutherford Co., TN Census, Dist. 23 (Youree's): Peter Reed, 63 VA; Dalana Reed, 58; John Reed, 21; Nancy Reed, 23; Martha Reed, 20; Luke Reed, 17; Marinda Reed, 14.

1000. Reed, William M. Died December 16, 1875, testate.

Will dated November 22, 1875. Will submitted for probate on January 3, 1876. First: The testator directed that funeral expenses and debts be paid as soon as possible. Second: The testator bequeathed to the trustees of the Cumberland Presbyterian Church of Murfreesboro and their successors in office one-tenth of his estate. Third: The testator directed that the one-tenth of his estate be invested by the boards of Deacons and Elders and the interest on the money be used to defray the expenses of the church. Fourth: The testator gave to his mother, Mrs. M. [Martha] A. [Major] Reed, for her sole and separate use, the balance of his estate. Fifth: The testator directed that in the event his mother died before his father, W. [William] A. Reed, his father was to be made an equal heir with the testator's siblings. Sixth: The testator directed that his father's interest in his estate would be equally divided between the testator's siblings. The testator had nominated W. [William] A. Reed as his executor.

January 3, 1876, County Court: The will of W. [William] M. Reed (deceased) was submitted for probate, was proved and recorded. W. [William] A. Reed qualified as executor of the will.

February 7, 1876, County Court: W. [William] A. Reed, executor of W. [William] M. Reed (deceased) who was in his lifetime guardian for Electro Allen Miller, a minor heir of S. H. [Stephen Horace] Miller (deceased), made an estate settlement.

April 6, 1876, County Court: The executor of the estate presented an inventory of the estate to the court that listed about one hundred accounts due for sums less than \$200 and an inventory of goods on hand of \$5461.

June 9, 1880, County Court: W. [William] A. Reed, executor, made an estate settlement with the court. The settlement listed a payment of \$5088.69 to W. E. Baskett, guardian for Electro Ann Miller, minor heir of Stephen Horace Miller (deceased).

Rutherford Co., TN Marriage records: William A. Reed married Martha A. Major on October 13, 1846.

Evergreen Cemetery, Murfreesboro: William M. Reed, 2 Mar 1849 - 16 Dec 1875. William A. Reed, 2 Feb 1820 - 19 Mar 1884, & wife, Martha A. [Major] Reed, 1 Sep 1827 - 1 June 1891.

1001. Reeves, John A. Died before December 1, 1856, intestate. [Cont'd from Vols. II & III].

April 6, 1875, November 1, 1875, April 6, 1876, County Court: T. [Thomas] W. Reeves, guardian for Sarah A. Reeves and Susan C. Reeves, minor heirs of John A. Reeves (deceased), made a settlement with the court.

1002. Reeves, Levi Died October 30, 1856, testate. [Cont'd from Vols. II & III]

Note: Widow: Mary Jane [Boswell] Reeves Daughter: Corrine Reeves

May 18, 1878, Chancery Court: J. [Jesse] H. Strickland and wife, Corrine [Reeves] vs R. H. Wade & others. The defendant had paid to the Clerk & Master a considerable sum towards the satisfaction of a judgment rendered against him in favor of the complainant, Corrine [Reeves] Strickland. The court had ordered the Clerk & Master to pay the funds to the complainant through her attorneys, Ready and Burrus.

May 24, 1879, Chancery Court: J. [Jesse] H. Strickland and wife, Corrine [Reeves] vs Levi Wade & others. Richard W. Wade had paid for the land he purchased and was entitled to a decree of title.

1003. Reeves, Lockie W. vs J. D. Reeves – Divorce

May 14, 1872, Chancery Court: William C. Kinney vs Lockey W. Reeves et al. The complainant was suing for advances he made to Lockey W. Reeves and her husband, J. D. Reeves while they were living in the Stacy House in Nashville. The defendant had answered on May 17, 1872 stating that she had been lawfully divorced from her husband and denied that she had ever received any advancements from the complainant for board or clothing.

1004. Reid, George H. Date of death unknown [probably in Davidson Co., TN].

June 5, 1872, Chancery Court: W. H. Chadbourn, Carrie [Carolina] V. [French] Reid, Alice Reid, Florence Reid, Corrine Reid and Ida Reid vs A. G. Henderson. George Reid had died and Carrie V. Reid was his administratrix. The remaining people named Reid were his children. On January 8, 1868, A. G. Henderson had mortgaged to the complainants four tracts of land and he had not paid the mortgage. The court ruled that the title of the defendant to the mortgaged premises had been forfeited and that the equity of redemption was forever barred. The defendant had owed the complainants \$15,652.55 and was given until the August session of this court to pay that amount. If he did not, a sufficient amount of the real estate would be sold to recover the amount due.

October 30, 1872, Chancery Court: Murfreesboro Savings Bank vs A. G. Henderson et al. J. [James] D. Richardson was appointed guardian ad litem in April 1871 for Alice Reid, Florence Reid, Corrine Reid and Ida Reid, minor heirs of George H. Reid (deceased). He was also attorney for A. G. Henderson and W. T. Henderson, two other defendants. Due to a conflict of interest, another guardian ad litem had been appointed.

Tennessee Marriages 1780-2002: George H. Reid married Carolina V. French on March 7, 1857 in Davidson Co.

1870 U. S. Census, Nashville, Ward 3, Davidson Co., TN: G. H. Reid (f), 32, VA; Alice Reid, 17, AL; Florence Reid, 7; Corrine Reid, 5; Ida Reid, 3.

1005. Reuskin, Sally Died before January 5, 1874, unknown.

January 5, 1874, County Court: The court allowed W. A. Nesbett \$2 for burying clothes for Sally Reuskin (deceased).

1006. Revel, Wilson R. Y. Died December 1849, intestate [Cont'd from Vol. II].

Note: Widow: Elizabeth C. [Howell] Revel

Rutherford Co. TN US Census Mortality Schedules: Wilson Revel, 27, married, died December 1849 of consumption. He had been a house joiner.

1007. Rhodes, Charles (colored) Died before August 5, 1873, intestate.

August 5, 1873, County Court: The court noted the death of Charles Rhodes (colored) and appointed Thomas Rhodes (colored) as his administrator.

1870 Rutherford Co., TN Census: [all Black] Charles Rhodes, 33 Blacksmith; Mary Rhodes, 26; Jessie Rhodes, 9; Mary Rhodes, 7; James Rhodes, 5; John Rhodes, 4; Rhoda Rhodes, 51.

1008. Rhodes, Peter (colored) vs Ellen Rhodes (colored) – Divorce

March 12, 1874, Circuit Court: The defendant failed to appear in court and the petition was taken as confessed. An ex parte hearing was scheduled.

1009. Rice or Rise, Charlotte (colored) Died May 1860, unknown.

Rutherford Co. TN US Census Mortality Schedules: Charlotte Rice (colored), 52, slave, born in VA, died May 1860 of cancer of the womb. She was a cook.

1010. Richardson, Horace Died before May 7, 1872, intestate.

Note: Genealogy notes state that he died in Russia on December 3, 1871, and was the son of James & Mary [Watkins] Richardson and the brother of Dr. John W. Richardson.

May 7, 1872, County Court: The court noted the death of Horace Richardson and appointed John W. Richardson as administrator. James D. Richardson provided part of the security for the bond.

1850 Rutherford Co., TN Census, Jefferson Dist.: Horace Richardson, 27, was living with John W. and Augusta [Starnes] Richardson, a 40-year old physician, and their family – see below.

1011. Richardson, John W. [Watkins], M. D. Died November 19, 1872, intestate.

December 2, 1872, County Court: The court noted the death of John W. Richardson and appointed James D. Richardson as administrator of the estate and he posted a bond of \$25,000.

November 3, 1873, County Court: The court appointed commissioners to allot and set apart for Mrs. A. [Augusta] M. [Starnes] Richardson, widow of John W. Richardson (deceased), provisions sufficient for one year's support.

Rutherford County Marriage records: John W. Richardson married [Augusta M.] Starnes on June 18, 1833.

1850 Rutherford Co., TN Census, Jefferson Dist.: John W. Richardson, 40 VA, Physician; Augusta M. Richardson, 35 GA; William T. Richardson, 15; Susan W. Richardson, 10; James D. Richardson, 7; Mary H. Richardson, 3; James Colmery, 24 PA, Teacher; Lewis W. Knight, 27 NC, Physician; Horace Richardson, 27, Elizabeth Barkhart, 25; Mary White, 11.

1870 Rutherford Co., TN Census, Dist. 6 (Jefferson): J. W. Richardson (m), 60 VA farmer & physician; A. M. Richardson (f), 56 GA; John E. Richardson, 13; and 2 others unrelated.

Evergreen Cemetery, Murfreesboro: John W. Richardson, 23 Nov 1809 - 19 Nov 1872, & wife, Augusta M. Starnes Richardson, 1 Jan 1814 - 28 July 1900.

1012. Ridges, Mrs. Permelia Died March 1850, unknown.

Rutherford Co. TN US Census Mortality Schedules: Permelia Ridges, 30, married, died March 1850 of Typhoid fever.

1013. Ridley, Bromfield L., Sr., Judge Died August 11, 1869, testate. [Cont'd from Vol. III]

February 9, 1872, Circuit Court Enrolling Docket #6, pg 1: Adelaide Smith vs B. [Bromfield] L. Ridley [Jr.], administrator of B. [Bromfield] L. Ridley [Sr.] (deceased). A note for \$4000 was given on March 7, 1866. Adelaide Smith had married Caleb Osborn. The court had awarded her \$4764.62. **Note:** Caleb Osborn married Miss Adelaide Smith on June 4, 1872 in Rutherford Co.

October 31, 1876, Chancery Court: B. [Bromfield] L. Ridley, administrator vs J. [James] L. Ridley & others. Hettie B. [Fitzpatrick] Ridley, wife of Charles L. Ridley, R. [Robert] F. Bell and R. [Robert] A. Jones had failed to pay the purchase money for land they had purchased at auction. The Clerk & Master had resold lots 21, 22, and 24 on September 30, 1876 for \$1010 to John W. Childress, Jr. who had paid cash. **Note:** Charles L. Ridley married Hettie B. Fitzpatrick on November 6, 1869 in Lauderdale Co.

April 19, 1877, Chancery Court: The Clerk & Master had resold on January 27, 1877, lots 3 & 25 of the division of the B. [Bromfield] L. Ridley lands. J. [John] A. Gum, Jr., son of the previous purchaser, had purchased the two lots for \$43 in cash. Lot #1 containing 40 acres also offered this date, sold for \$15.

October 4, 1877, Chancery Court: Hettie B. [Fitzpatrick] Ridley, a married woman by next friend, C. [Charles] L. Ridley, petition. The administrator of the estate had filed a bill in this court against all the heirs at law of his father and all the creditors for the purpose of having the estate administered as an insolvent estate under direction of the Chancery Court. Petitioner had married Charles L. Ridley, a son, on November 9, 1869. The Clerk & Master had sold on October 1, 1873, a large amount of real estate. At the sale, the petitioner had been reported as the purchaser of lots #22 and #24 for an aggregate price of \$2741.43. The petitioner had not been present at the auction. Her husband had come to Rutherford Co. without her knowledge and had bid off the lots. Her husband had informed her of his actions and she had very reluctantly joined him in executing and delivering three notes for \$685.35 each payable in one, two and three years respectively. There had been added to each note the following clause, "And I, Hettie B. Ridley, bind my separate estate for the payment of said note." Her husband had also paid \$685.35 of her funds held by her husband at the time of purchase. On March 12, 1874, the Clerk & Master had resold lot #21 and it had been bid off in the name of the petitioner at the sum of \$2079.68 by Col. John S. Gooch under the direction of her husband. He had paid \$519.22 and had executed three notes payable in one, two and three years respectively under the same circumstances as before. At the April term 1876 of this court, the Clerk & Master had obtained by motion and without notice a judgment against the petitioner with her husband for \$612.58, the principal and interest remaining due on lot #21. At the same term of the court, the Clerk & Master had obtained a judgment against the petitioner for \$705.90 the balance due on lots #22 & 24, which judgment had been levied on the separate estate of the petitioner. Each of the judgments had allowed sixty days for payment. At the October term, 1876, a third judgment for \$888.73 had been obtained on the third note given for lots #22 & 24. On September 30, 1877, the Clerk & Master had resold all of the lots to pay the balance of the purchase money. The lots except for 4¾ acres had sold for \$1010.00 cash and the sale was irredeemable. Petitioner had stated she had been deprived of her land as well as large sum of money used to make payments. She had asserted that she was not bound by the sale and that her husband had not the authority in law to make the purchases. She had showed that she was one of the children and devisees of Edmund Fitzpatrick who died in 1870 having devised to her a considerable estate in Lauderdale County. This property had been settled to the sole and separate use of the petitioner and to be free from the debts of her husband. The will had authorized the petitioner to sell and reinvest said property but the codicil directed this settlement should be made by Peter Fitzpatrick who was her brother and executor of the will of their father. Her brother was still alive but her husband had undertaken to act as her trustee and he had made payments out of funds that had belonged to the petitioner but were in his hands. The petitioner had prayed that John W. Childress be required to answer the allegations and that all the judgments against her be revoked and held for naught and that the pretended purchases by her be rescinded. **Note:** Unable to locate the records of disposition of the above suit.

March 2, 1878, Supreme Court: B. [Bromfield] L. Ridley, administrator vs Jerome S. Ridley et al. The testator's will had directed that his lands be immediately sold after his death and the proceeds applied to his debts and any surplus was to be divided amongst his children. The lands had however, been rented out for several years and the rent money had been applied to the testator's debts. On June 24, 1872, the administrator had filed a bill stating that he had applied all the personal assets to the debts and it would be necessary to sell the real estate consisting of 776 acres to pay debts. It had been alleged in the bill that William Young held a mortgage on the whole of the land for a balance of about \$2000; that Adelaide [Smith] Osborn held a mortgage or deed of trust on 300 acres for \$4000; and that Mrs. Blackmore held a lien upon part of the land for unpaid purchase money and these debts and liens amounted to about \$12,000. The bill had asked for a sale of the land and directions on some questions. On September 10, 1872, the complainant had filed an amended bill making a number of defendants who were heirs and creditors parties. Amongst them was J. [Josephus] C. Guild who was then prosecuting a suit in Chancery Court at Gallatin against the administrator in which he had obtained a decree for several thousand dollars that had been affirmed by this court. At the October 1872 term, the Chancery Court Clerk & Master had been tasked to provide information as to the outstanding debts and the probable value of the estate and whether it should be sold for distribution. The indebtedness had been reported as \$12,726.75 and the value of the land was \$17,720 and that it was necessary to sell the land for payment of debts. The Clerk & Master had been directed to divide the land and sell it for not less than \$3 per acre. At the April 1873 term of the Chancery Court, the Clerk & Master reported that he had offered the land for sale but had not received any bids as high as the minimum. At the October 1873 term, the Clerk & Master had reported the sale of some twenty odd different lots of land and they had all been confirmed except two where the purchasers had failed to complete their transactions. The Chancellor had directed that the lien of Mrs. Blackmore [Mary C. Ridley, wife of William H. Blackmore] and the mortgages of Mrs. [Adelaide Smith] Osborn & [William] Young had to be first paid out of the funds arising from the sale. He then had ordered a prorata payment of the residue of the funds to the other creditors since the lands had not sold for enough to pay all the debts in full. Judge Guild had obtained his decree against the administrator on April 28, 1874 plus he had petitioned claiming the decree for payment to creditors should be void and that the mortgages to Mrs. [Adelaide Smith] Osborn and [William] Young were void for uncertainty. The Clerk & Master had been directed to give notice to all creditors to file their claims by July term 1874 for prorata payment. The administrator had reported at the special term of June 1874 that he had paid \$947.76 in debts out of his own funds and the court had disallowed a further sum of \$898.13. The Supreme Court had allowed the administrator credit of \$276.30 out of that sum to be paid out of the receipts from land sales.

October 24, 1878, Chancery Court: B. [Bromfield] L. Ridley, administrator vs Jerome S. Ridley et al. By consent of the parties, it had been agreed that Josephus C. Guild who alone had appealed the decree of this court to the Supreme Court was to be paid the sum of \$506.65 in full payments of his claims against the estate.

1014. Ridley, Charles L. Died before March 4, 1874, intestate.

Note: This is not Charles Lewis Ridley (1850-1911), son of Bromfield L. Ridley, Sr.

March 4, 1874, County Court: The court noted the death of Charles L. Ridley (deceased) and also noted that he was not a resident of Tennessee. The court appointed W. D. Robison as administrator who gave bond for \$6000.

1015. Ridley, Elizabeth [Allison] Died June 2, 1873, intestate.

Note: Widow of Henry Ridley, who died in July 1835 - see Vol. I & II. They married January 4, 1815 in Williamson Co.

November 3, 1873, County Court: The court noted the death of Elizabeth [Allison] Ridley and appointed B. [Bromfield] L. Ridley [Jr.] as her administrator.

Ridley Cemetery, originally located on Sam Davis Rd., removed to Mapleview Cemetery, Smyrna: Henry Ridley, Sr. 29 May 1784 - 22 July 1835, & wife, Elizabeth Allison Ridley, 4 June 1797 - 2 June 1873.

1016. Ridley, Green Died before December 8, 1874, intestate.

December 8, 1874, County Court: An inventory of the personal property of the estate of Green Ridley (deceased) was presented to the court. Mrs. Ridley and Knox Ridley purchased numerous items at the sale.

1017. Ridley, Mrs. Mary Jane Died before October 2, 1876, intestate.

Note: Widow of William G. Ridley who had died in the spring of 1862 – see Vol. III and below.

October 2, 1876, County Court: The court noted the death of Jane Ridley and appointed S. J. Cobb as administrator of the estate.

January 10, 1877, County Court: The administrator presented to the court an inventory and a list of personal property that had been sold at auction. Knox Ridley and Lewis Ridley had purchased items at the sale.

August 7, 1878, County Court: S. J. Cobb, administrator, made an estate settlement with the court.

April 11, 1879, County Court: S. J. Cobb, administrator, made a final estate settlement with the court.

1870 Rutherford Co., TN Census, Dist. 25 (Millersburg): Mary J. Ridley, 45; Knox Ridley, 18; Lewis Ridley, 15; Louisa Ridley, 9.

1018. Ridley, Manuel (colored) Died before August 4, 1873, intestate.

August 4, 1873, County Court: Joseph Engles had been allowed \$5 for holding an inquest on the body of Manuel Ridley (colored).

1870 Rutherford Co., TN Census, Dist. 6 (Jefferson): Manuel Ridley, 60 Black Farm Hand; Biner Ridley, 54 Mulatto; Hanah C. Ridley, 11 Black

1019. Ridley, Moses, Col. Died March 16, 1854, intestate. [Cont'd from Vols. II & III].

Note: Children: Louisa A. Ridley, wife of Lewis Garner; Samuella Ridley, wife of William K. Patterson; Josephine M. Ridley, wife of Henry M. Jones; Susan M. Ridley, wife of James E. Stanfel; Narcissa F. Ridley, wife of John C. Kirkpatrick; John C. Ridley; George V. Ridley; William G. Ridley

September 20, 1866, Circuit Court Enrolled Cases, pg. 210: John Woods, administrator de bonis non of Moses Ridley (deceased) and Louisa A. [Ridley] Garner of Rutherford Co.; John C. Kirkpatrick of Wilson Co.; William K. Patterson and wife, Samuella J. [Ridley]; Henry M. Jones and wife, Josephine [Ridley]; James E. Stanfill and wife, Susan M. [Ridley, of Arkansas; William A. Ransom and David D. Wendel, administrators of Lewis Garner (deceased); William A. Ransom, administrator of W. [William] G.

Ridley (deceased) and against him individually; L. [Lewis] M. Grigg, of Rutherford Co.; John C. Ridley of Texas; and George V. Ridley of Missouri. Narcissa F. [Ridley] Kirkpatrick had died in 1863 and her husband, John C. Kirkpatrick, had survived and was entitled to her interest in the personal estate by survivorship. Louisa A. [Ridley] Garner, the wife of Lewis Garner, the administrator of her father's estate, had claimed her share by survivorship. When Lewis Garner had died, the administration of the intestate's estate had been in total disarray. No settlements had been made nor had any distribution been made. Lewis Garner while alive had received large sums of money that had belonged to the estate that he had never accounted for in any manner. When the intestate had died, he had a suit pending against the estate of Henry Ridley (deceased) and court had awarded the intestate between \$30,000 and \$40,000. Lewis Garner had received about \$24,000 of this sum. Lewis Garner had also received \$3673.77 from the estate of John Newsom (deceased). The plaintiffs had charged that the securities of Lewis Garner (deceased) were responsible for these sums plus interest since the estate of Lewis Garner (deceased) had become insolvent. The suit had listed advancements that the intestate had made to his various children. The plaintiffs had prayed for a decree to have all the advancements collected and the funds distributed equally among the heirs.

1020. Ridley, Rebecca T. [Crosthwait] Died between July 1 and July 12, 1870, testate.

Note: Widow of Bromfield L. Ridley, Sr. – see Vol. III and above.

July 12, 1870, Circuit Court: Rebecca T. [Crosthwait] Ridley vs John J. Lawing. The attorneys reported the death of the plaintiff. The court allowed the defendant to recover on his prosecution bond.

October 1871, Circuit Court: B. [Bromfield] L. Ridley [Jr.] vs Jerome S. Ridley, Jennie Gray Ridley, Paul Ridley, Henrietta Ridley, J. [James] L. Ridley, Marveline Ridley, Thornton McLean and wife, Sallie [Ridley], Charles L. Ridley, G. [George] C. Ridley, Bettie Ridley and Bertha Ridley. Rebecca T. [Crosthwait] Ridley died in July 1870. Her will was lost after her death so that it could not be produced for probate. The will had been reconstructed in court with the following provisions: After the testatrix's debts were paid, Bromfield Ridley [Jr.], Charles L. Ridley and Sallie C. [Ridley] McLean, her three younger children would be equalized out of her estate with the advancements made by her husband, Bromfield L. Ridley Sr. (deceased), to the three older children, Jerome S. Ridley, James L. Ridley and George C. Ridley if her husband's estate did not equalize them. The testatrix made the following special legacies before equal division: She gave James L. Ridley and Bromfield Ridley [Jr.] \$800 each. George C. Ridley received \$700, Charles L. Ridley received \$1500 and Sallie C. [Ridley] McLean received \$1000. The testatrix gave her grandson, Paul Ridley, \$200 to buy him a watch and finally she gave her faithful servant, Eliza, 2 acres of land to be set apart by the heirs of her body. In the event of Eliza's death, the 2 acres was to go to her daughter, Susan. After these legacies, the remainder of the estate was to be divided among the heirs of her body. The majority of the heirs were to elect an administrator and he would be empowered to sell the testatrix's land and personal property. The property that went to Sallie C. [Ridley] McClean was to be for her exclusive and separate use and in no manner subject to the control or use of her husband.

November 9, 1871, County Court: A certified copy of a final decree from the Chancery Court, Rutherford County, November term 1871, in the case of B. [Bromfield] L. Ridley vs Jerome S. Ridley, Jennie Gray Ridley, Paul Ridley, Henrietta Ridley et al had been presented in open court by B. [Bromfield] L. Ridley as the last will and testament of Rebecca T. [Crosthwait] Ridley (deceased). B. [Bromfield] L. Ridley had been elected under provisions of the will as administrator with the will annexed of the estate.

September 10, 1872, Chancery Court: B. [Bromfield] L. Ridley, administrator cum testamento annexo of B. [Bromfield] L. Ridley Sr. (deceased) and in his own right and as legatee vs Jerome S. Ridley and his children, Jenni Meg Ridley, Paul Ridley and Henrietta Ridley, all of Kentucky; James L. Ridley, a non resident; George C. Ridley of Murray [Maury] Co.; Thornton McLean and wife, Sallie [Ridley] of Giles Co.; Caleb Osborne and wife [Adelaide Smith Osborne] of Giles Co.; William Young of Smith Co.; Mary C. [Ridley] Blackmore of Sumner Co.; C. [Charles] L., Ridley of Davidson Co.; Wade Baker of Wilson Co.; M. Burns of Davidson Co.; Joseph/Josephus C. Guild of Sumner Co.; heirs of the fifth and last son of James Ridley (deceased) whose names and residences were unknown; and Charles Ridley, non resident. The complainant had stated that the original executors were supposed to sell the testator's real estate but had failed to act. The complainant had filed suit and had been appointed administrator with the will annexed but was unsure of his power to sell and make good conveyances of the real estate. He also had requested support of the court in undertaking the trusts of the will. The complainant had found the personal estate to be much less than supposed and the debts in excess of original estimates. He had suggested to the County Court that the estate was insolvent. The complainant had asked the court to make an account of the estate and to give a decree for the sale of the real estate to pay debts.

June 5, 1873, County Court: The executor submitted an extensive list of items that had been auctioned off on October 6, 1870.

March 6, 1874, County Court: The executor made a partial estate settlement with the court that showed a balance of \$22,624.38.

May 2, 1874, Chancery Court: L. J. Pierce and I. W. Pierce vs James L. Ridley and his two minor children, Morrine Ridley and Emma Gray Ridley, and B. [Bromfield] L. Ridley, administrator with the will annexed of Rebecca [Crosthwait] Ridley (deceased). James L. Ridley had owed the complainants \$1916.66 that was past due as of January 1, 1872. The complainants also held

another note signed by James L. Ridley for \$1472 that was also overdue. According to the reconstructed copy of the testatrix's will, she had left a special legacy of \$800 to James L. Ridley and that after all special legacies had been paid, the balance of her estate was to equally divided among her heirs. James L. Ridley was a resident of Alabama. The complainants had sought to have the special legacy payment and James L. Ridley's one-sixth share of the real estate used to pay his debts.

October 19, 1875, Chancery Court: B. [Bromfield] L. Ridley, administrator vs J. [Jerome] S. Ridley et al. George Waller, J. [John] A. Gum, R. [Robert] A. Jones, R. [Robert] F. Bell and Hannibal Black had purchased tracts of land at the auction on October 1, 1873. The notes they had given in payment due and payable in two years were wholly unpaid. The Clerk & Master had been directed to recover against them for the amount of the notes plus interest.

October 20, 1875, Chancery Court: B. [Bromfield] L. Ridley, administrator vs J. [Jerome] S. Ridley et al. B. [Bromfield] L. Ridley had purchased what was supposed to be 283 acres of land from the estate for \$5.50 per acre. After survey, it had been determined that there was only 252 acres. The court ruled that B. [Bromfield] L. Ridley was entitled to recover \$171.75.

April 17, 1876, Chancery Court: B. [Bromfield] L. Ridley, administrator vs J. [Jerome] S. Ridley et al. Hettie B. [Fitzpatrick] Ridley had purchased land at the auction on October 1, 1873 and gave a note for \$685.35. She had bound her separate estate and had been joined by her husband, Charles L. Ridley. The note had matured on October 1, 1875, and was unpaid. The Clerk & Master had been instructed to recover judgment for \$705.90 principal and interest to be levied on her separate estate. If the recovery had not been made in sixty days, the Clerk & Master had been authorized to resell the land to recover the purchase money.

April 19, 1877, Chancery Court: B. [Bromfield] L. Ridley, administrator vs J. [Jerome] S. Ridley et al. Lot #23 that had sold on October 1, 1873 had been paid for in full by B. B. and Louisa C. [Creech] Swain. She had received title to forty acres and Mr. Swain had received title to the remaining 35 acres.

Rutherford Co., TN Marriage records: William H. Blackmore married Mary C. Ridley on May 14, 1855. B. B. Swain married Louisa Creech on March 23, 1875.

Evergreen Cemetery, Murfreesboro: Bromfield Ridley, born in Granville Co., NC 1 Aug 1804, died Murfreesboro 11 Aug 1869, & wife, Rebecca T. Ridley, 1810-1870.

1021. Ridley, William G. Died in the spring of 1862, intestate. [Cont'd from Vol. III]

Note: Widow: Mary Jane Ridley Son of Moses (died 1854 - see Vol. III & above) and Catharine "Kate" Carroll [Harwood] Ridley.

November 27, 1865, Enrolled Cases #1, pg. 353: Jane Ridley, widow of W. [William] G. Ridley (deceased) vs Lewis Ridley, Knox Ridley, Louisa Ridley, minor heirs of the intestate. The intestate had owned 142 acres of land. Dower of 47 acres had been assigned to the widow.

February 3, 1879, June 8, 1880, County Court: Knox Ridley was appointed guardian for Lula [Louisa] J. Ridley, minor heir at law of W. G. Ridley (deceased). He presented an inventory of his ward's estate to the court.

1022. Ridley, Washington (colored) Died before April 4, 1870, unknown.

April 4, 1870, County Court: Samuel Thompson (colored) was allowed \$5 for digging grave for Wash Ridley (colored).

1023. Ridout, Thomas Died January 8, 1875, testate

Will dated May 8, 1860. Will probated February 2, 1875. The testator willed that his wife keep together all his personal property on his farm during her life and she was to dispose of all the property by her will provided she remained a widow. If she married, his property was to be divided among his children. He appointed his wife as executrix without her having to give security.

February 2, 1875, County Court: At the time of probate, both of the witnesses, W. [William] H. Smith and W. [William] W. Smith, were deceased and witnesses had been called to validate their signatures. Elizabeth A. [Butts] Ridout had qualified as executrix.

March 3, 1875, County Court: The executors of the estate presented an inventory of the estate that was extremely limited.

April 30, 1875, Chancery Court: B. F. [Benjamin Franklin] Puckett & W. [William] A. Puckett, executors vs H. [Hiram] Jenkins et al. B. F. Puckett had given a note for rent of a tract of 190 acres for the year 1874 that totaled \$768.75 including interest due. The clerk was to recover the judgment against the principal and securities, E. F. Haynes and Elizabeth A [Butts] Ridout.

April 12, 1876, Chancery Court: F. W. [Francis Whiting] Washington and Theodore Smith, executors of William H. Smith (deceased) vs Elizabeth A. [Butts] Ridout, executrix of Thomas Ridout (deceased); Raiford Blackman and wife, Ann [Ridout] Blackman; B. F. [Benjamin Franklin] Puckett and wife, Elizabeth [Ridout] Puckett; Mary [Ridout] Henry, a feme sole; Thomas

Ridout Jr.; John R. Bedford, all of Rutherford Co.; Mary C. [Smith] Burtwell of Wilson County; Charles Bedford of Alabama; and Mary [Smith] Dowling, a feme sole of Cannon Co. At the time of his death, William H. Smith had held four notes on Thomas Ridout (deceased) that totaled \$2165 plus interest. Thomas Ridout (deceased) had executed a mortgage to the testator on a tract of land with the power to sell to secure payment of the notes. Thomas Ridout had died in 1874. He had left surviving him a widow, Elizabeth A. [Butts] Ridout who was his executrix; and children to wit: Ann [Ridout] Blackman, wife of Raiford Blackman; Elizabeth [Ridout] Puckett, wife of B. F. Puckett; Mary [Ridout] Henry, a feme sole; and Thomas Ridout Jr. No payment had been made on any of the notes. The intestate's estate had been insolvent and the complainant had prayed to the court for a decree to sell the land for payment of the notes. The court had found that the principal and interest totaled \$2786.80 and had ordered the land sold to pay the notes.

November 1, 1876, Chancery Court: F. W. [Francis Whiting] Washington and Theodore Smith, executors of William H. Smith (deceased) vs Elizabeth A. Ridout, executrix of Thomas Ridout (deceased); et al. Defendants, John R. Bedford of Rutherford Co.; Mary C. [Smith] Burtwell of Wilson Co.; Charles R. Bedford, of Alabama; and Mary [Smith] Dowling, a feme sole of Cannon Co. were the only heirs of W. [William] H. Smith (deceased). The court had ruled that the mortgage held by the estate of W. H. Smith (deceased) had to be foreclosed and the lands sold for payment of \$2786.80 including interest. The executors of W. H. Smith (deceased) had been given permission to bid the amount of the recovery for the benefit of their testator's estate.

November 18, 1879, Circuit Court: Pigue Manier & Hall, partners vs Elizabeth [Butts] Ridout; B. F. Puckett & wife, Elizabeth [Ridout]; R. [Raiford] C. Blackman & wife, Anna [Ridout]; Tazwell Henry & wife, Mary [Ridout]; Thomas Ridout; Jesse Ridout and Malissa Ridout. The plaintiffs had sued the defendants for ejectment from a tract of 388 acres. A jury had found for the plaintiffs and had awarded them an in fee title to the land.

November 8, 1881, County Court: Mrs. Elizabeth [Butts] Ridout, executrix of Thomas Ridout (deceased), presented a report stating that no assets had come into her hands except a few items of household furniture that were hers under the exception.

1850 Rutherford Co., TN Census, Wilkinson's Crossroads: Thomas Ridout, 54 VA; Elizabeth A. Rideout, 46 VA; Elizabeth H. Rideout, 18; Jesse B. Rideout, 15; Ann R. Rideout, 14; M. [Martha] L. Rideout (f), 11; M. R. Rideout (f), 9; Thomas Rideout, Jr, 6; Melissa Rideout, 4; Francis Butts, 60 VA.

1870 Rutherford Co., TN Census, Dist. 11 (Barfield): Thomas Ridout, 74 VA; Elizabeth Ridout, 66 VA; Jesse Ridout, 38 VA; Mary Ridout, 25 VA; Thomas J. Ridout, 23 VA; Melissa Ridout, 20.

Ridout Cemetery, Cason Lane: Land for the cemetery was donated by Thomas Ridout, a Veteran of War of 1812, who came to Rutherford Co. from Brunswick Co., VA in 1826. Thomas Ridout, War of 1812, Pvt. 1st Regt. VA Militia, 25 Nov 1795 - 8 Jan 1875, & wife, Elizabeth Ann Butts Ridout, died 27 Sep 1886. Martha Ninnie Ridout, age 20, died 6 Sep 1868. Melissa Ridout died 28 Oct 1875. Thomas Ridout, Jr., age 36, died 7 Aug 1879.

1024. Ring, Joseph F. Died before July 3, 1865, intestate. [Cont'd from Vol. III].

Note: Son of William (died 1866 - see Vol. III & below) & Mary Ann Ring. Widow and Administratrix: Siatha [Burks] Ring.

March 9, 1867, The Monitor: Siatha [Burks] Ring, administrator of the estate, published a notice notifying creditors to file their claims before August 15, 1867, so that they would be included in the prorata distribution.

February 6, 1877, July 5, 1880, November 7, 1881, County Court: M. [Matthew] L. [Lafayette] Ring was appointed guardian for Joseph C. Ring, a minor heir of Joseph Ring (deceased) and an heir at law of William Ring (deceased).

Rutherford Co., TN Marriage records: Joseph F. Ring married Siatha Burks on November 6, 1854.

1025. Ring, Mrs. Mary Ann Died February, 1875, intestate.

Note: Widow of William Ring (died 1866 - see Vol. III and below).

April 6, 1875, County Court: The court noted the death of Mary A. Ring and appointed F. A. McKnight as administrator of her estate. He posted a \$2,000 bond with William Ring, B. [Bartlett] S. Ring and M. [Matthew] L. [Lafayette] Ring as securities.

June 9, 1875, County Court: The administrator presented the court with a sale list of personal property of the deceased's estate.

July 30, 1875, County Court: M. [Matthew] L. Ring owed a note for \$225.70, William Ring owed a note for \$238, A. Ashley and wife owed a note for \$322.00 and S. Ring owed the estate \$18.00.

May 7, 1878, County Court: F. A. McKnight, administrator, made an estate settlement with the court. Expenditures included \$100 paid to B. [Bartlett] S. Ring to make him equal with the other heirs as the deceased had paid some of them during her lifetime.

1870 Rutherford Co., TN Census, Dist. 23 (Youree's): Mary Ring, 72 GA; Louisa Ring, 39; Sallie Ring, 24. **Note:** They were living next door to Lafayette Ring, wife Matilda and five children.

1026. Ring, William Died before November 6, 1866, testate. [Cont'd from Vol. III].

March 1, 1875, County Court: The testator had not nominated an executor or executrix and no one had applied for letters of administrator for the estate. William Ring was appointed this date as administrator of the estate with the will annexed.

June 9, 1875, County Court: The administrator presented the court with a sale list of personal property of the deceased's estate.

September 16, 1875, Chancery Court Enrolled Cases #6, pg 85: The testator had twelve children most of whom were living at his death. Since his death others had died but all had left children surviving them. James Ring, one of his sons, had died before him leaving a daughter, Sallie Ring, who was unmarried and after she had become of age, she had sold her interest in the intestate's estate to Mathew L. Ring. Bidy [Ring] Ford, daughter of intestate, and her husband had sold her interest in the estate to Matthew L. Ring. Thomas Ring, son of testator, died in Missouri and had left six children to wit: William Ring, James Ring, John Ring, Thomas J. Ring and whose names were unknown. John Ring, son of testator, had died in Arkansas after his father leaving seven or eight children. Nancy [Ring] Sain, daughter and widow, had died after her father leaving four children. One of them, William H. Sain, had sold his interest in the testator's land to Mathew L. Ring. Elizabeth [Ring] Holt, daughter and widow, had sold her interest in the estate of Louisa [Ring] Manahan. Lucretia [Ring] Woodruff, daughter and widow, had sold her interest in the estate to Louisa [Ring] Manahan. The testator had owned 159 plus acres. Since no executor had been appointed in the will and the administrator with the will annexed had no authority to sell the land, the complainants prayed for a decree to sell the land. There had been a wheat crop on the land when Mary Ann Ring died. It had been harvested and they wanted guidance whether the proceeds were to go to the testator's estate or Mary Ann Ring's estate.

November 1, 1876, Chancery Court: William Ring; Bartlett S. Ring; Lucretia [Ring] Woodruff; Mathew L. Ring of Cannon Co.; George Manahan & wife, Louisa [Ring] of Rutherford Co.; Elizabeth [Ring] Holt, a feme sole; Mathias Ford & wife, Bidy [Ring]; William H. Sain and Thomas Adams & wife, Louisa B. [Sain] Adams, the last six complainants lived in Coffee Co. *vs* Sallie Ring, a non-resident; Joseph Parker & wife, Nora [Ring] Parker; William H. Ring; Callie Ring; Joda Ring (a female), the last three were children of Joseph Ring (deceased) and minors with a guardian ad litem; James M. Sain; Mike Cunningham & wife, Luzetta; Melissa Ring believed married to one Swingle; and William Ring; John Ring; James Ring; Thomas J. Ring, the last four were children of Thomas Ring (deceased) who was a son and heir of William Ring (deceased) and against the children of John Ring (deceased) to wit: Charles Ring; Newton Ring, Laura Ring; Tennessee Ring; John Ring, Jr. and all the other children of John Ring, Jr. (deceased) whose names were unknown and against F. A. McKnight, administrator of Mary Ann Ring (deceased). William Ring (deceased) had left his land to his wife and when she died, the land was to be sold and the proceeds divided among his children. Mary Ann Ring had died in February 1875. The testator had owned 159 acres. The Clerk & Master had been ordered to sell the land at auction.

April 17, 1877, Chancery Court: On March 31, 1877, the Clerk & Master auctioned off 161 acres of the estate for \$23.50 per acre. M. [Matthew] L. Ring had purchased the land but had not gained possession as the land had been rented for the year 1877.

January 9, 1878, County Court: William Ring, administrator of the estate, made an estate settlement with the court.

May 13, 1880, Chancery Court: William Ring & others *vs* Sallie Ring & others. M. [Matthew] L. Ring had purchased at an auction on March 31, 1877 at tract of 161 acres. He had paid the purchase money in full and had received a decree of title.

November 7, 1881, County Court: A. J. Smith, guardian of J. [John] E. Halliburton, a minor child of J. E. Hallyburton (deceased) and heir at law of William Ring (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: Thomas Ring married Nancy G. McCabe on August 6, 1836. James T. Woodruff married Lucretia E. Ring on November 10, 1853. Matthew L. Ring married Letty M. Benson on December 3, 1856. Joseph F. Ring married Siotha Burks on November 6, 1854. G. W. Mannahan married Eliza B. Ring on February 23, 1874. Joseph Parker married H. E. Ring on May 26, 1875.

Tennessee State Marriages, 1780-2002 in Cannon Co.: Thomas Hold married Elizabeth Ring on October 6, 1842. John Ring married Polly Haney on December 25, 1841. Noah Saine married Nancy Anne Ring on September 9, 1840.

1027. Ringo, William J. Died August 10, 1871 in Helena, Arkansas, testate.

Note: John S. Horner was a U. S. Commissioner in the township of St. Francis, Phillips Co., Arkansas in 1870.

Will dated July 4, 1870. Will submitted for probate August 25, 1871 in Helena, [Phillips Co.], Arkansas. **First:** The testator desired that all just debts be paid. **Second:** The testator devised to his grandmother, Eleanor M. Blackburn of Kenton Co., Kentucky, and to his friend, John S. Hornor of Helena in the State of Arkansas, all of his estate, real and personal, and all debts due him of every kind to be held by them forever, and to be equally divided between them.

Note: The following was extracted from Record Book 25, pages 555 through 560: William J. Ringo had died August 10, 1871 at the residence of John S. Hornor in Helena, Arkansas. William J. Ringo had been a law student at Tappan & Hornor when he had died. The will only had one witness and had been declared invalid by the Circuit Court. The Supreme Court had reversed this decision and had declared the will valid. John S. Hornor had been appointed administrator with the will annexed. November 22, 1875, Circuit Court: F. [Fletcher] R. Burrus, administrator of W. J. Ringo (deceased) vs John P. Rice. The defendant had won a judgment against the defendant for \$2419.47. The jury verdict had been appealed to the Supreme Court. August 2, 1880, County Court: F. [Fletcher] R. Burrus, administrator of the estate of William J. Ringo (deceased) in Rutherford County, made a settlement with the court.

1028. Rion, Sarah (colored) Died before April 5, 1875, intestate.

April 5, 1875, County Court: D. M. McKnight had been allowed \$5 for holding an inquest over the body of Sarah Rion (colored). Dr. G. W. Overall had been allowed \$5 for a post mortem exam of the body of Sarah Rion (colored).

1029. Robb, William Died in October 1859, testate. [Cont'd from Vol. II & III].

Note: Children: Joseph J. Robb; Nancy C. Robb, wife of Anderson A. Clark; Martha J. Robb, widow of Hugh Y. Bone; Lucius F. Robb; Eliza H. Robb, wife of G. [George] P. Finney; Elizabeth Robb, deceased wife of John Williams; Mary Robb, deceased wife of James Becton; Sophia Robb, deceased wife of William S. Holman.

July 30, 1865, County Court: At the written request of the heirs, I. J. Wilkerson had been appointed guardian of Mary C. Holman, Marcia A. Holman, William R. Holman and Sarah C. Holman, minors, and heirs of the estate of William S. Holman (deceased) and of the estate of their grandfather, William Robb (deceased). Mary C. Holman, age twenty-one, had appointed I. J. Wilkerson as her attorney in fact to collect her share of the estate of her grandfather.

Rutherford Co. TN US Census Mortality Schedules: William Robb, 81, born in NC, died in October 1859

1030. Roberts, Calvin W. Died February 15, 1875, intestate.

Note: Son of Cyrus (see Vol. I) & Martha "Patsy" Roberts (see below).

March 1, 1875, County Court: The court noted the death of Calvin W. Roberts and appointed L. [Lunsford] M. Roberts as administrator.

April 9, 1875, County Court: John E. Dromgoole, trustee of C. [Charles] W. Roberts, made a settlement with the court clerk. It showed the sale of three lots in Murfreesboro and 30 acres of land in the county. A total of \$1750 had been received of which \$1670 had been used to pay a note.

August 4, 1875, County Court: The administrator presented to the court an inventory of the personal property of the estate that consisted of notes due, a gold watch and a shotgun.

February 4, 1878, County Court: The administrator made a settlement and a prorata distribution with the court.

1870 Rutherford Co., TN Census, Murfreesboro: Martha Roberts, 81 NC; Calvin Roberts, 45 Confectioner; Phebe Thomas, 60.

Curlee Cemetery, Curlee Rd.: Calvin W. Roberts, 24 Oct 1824 - 15 Feb 1875

1031. Roberts, Martha "Patsy" Died March 30, 1876, intestate.

Note: Wife of Cyrus Roberts (see Vol. I)

April 3, 1876, County Court: The court noted the death of Martha "Patsy" Roberts and appointed J. M. Roberts as administrator of her estate.

December 2, 1878, County Court: The administrator of the estate made a final estate settlement with the court.

December 4, 1878, County Court: The administrator of the estate presented the court a list of personal property sold at auction.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 3: Martha Roberts, 81 NC; Calvin Roberts, 45 Confectioner; Phebe Thomas, 60 Domestic.

Curlee Cemetery, Curlee Rd.: Patsy Roberts, 3 May 1778 - 30 Mar 1876

1032. Robertson, George R. Died April 1870, intestate.

June 17, 1872, Chancery Court: B. T. Wade vs William B. Owen; Susan P. [Robertson] Wade; Elizabeth J. [McClain] Robertson; J. J. Robb and wife, Martha A. [Robertson]; Charles B. Robertson; Benjamin Waller and wife, Harriett [Robertson]; James Waller and wife, [Sarah] Parmelia [Robertson]; and George Robertson, a minor without guardian. All were citizens of Rutherford Co. except J. [Joseph] J. Robb and wife who were citizens of Sumner County. George R. Robertson had died intestate in April 1870 leaving a widow, Elizabeth J. [McClain] Robertson, and children to wit: Susan P. [Robertson] Wade, wife of B. T. Wade; Martha A. [Robertson] Robb, wife of J. [Joseph] J. Robb; Charles R. Robertson; Alfred Robertson; William A. Robertson; [Sarah] Parmelia [Robertson] Waller, Harriett [Robertson] Waller and George Robertson. The intestate had died possessed of a small lot of ground with a dwelling and a dry goods storeroom on two plus acres that he owned in common with the complainant. B. T. Wade had purchased from the intestate his one-half interest in the property known as Walter Hill. In payment, he had sold to the intestate a 10 acre lot in the town of Jefferson and also a 10 acre tract of cedar land. They had never exchanged deeds. B. T. Wade had been anxious to commit to writing their verbal contract so he would do right for the children of his father-in-law. Since one of the children was an infant, this could only be done with the court's concurrence. The complainant had requested the court to cause the appearance of all the defendants before the court.

April 19, 1877, Chancery Court: George R. Robertson had died intestate in April 1870. He had left a widow, Elizabeth J. Robertson and Martha A. [Robertson] Robb; Charles B. Robertson; Susan P. [Robertson] Wade; Alfred Robertson; William A. Robertson; [Sarah] Parmelia [Robertson] Waller; Harriet [Robertson] Waller; and George Robertson as his only children.

Tennessee State marriages 1780-2002: George R. Robertson married Elizabeth J. McClain on February 25, 1837 in Wilson Co. B. T. Wade married Susanna P. Robertson on February 28, 1855.

Rutherford Co., TN Marriage records: Ben Waller married Harriett Robison on April 12, 1870. James R. Waller married Sarah P. Robertson on December 8, 1870.

1850 Wilson Co., TN Census, Dist. 22: George R. Robertson, 42 NC; Elizabeth Robertson, 28; Susan Robertson, 11; Martha Robertson, 9; Charles Robertson, 7; Alfred Robertson, 5; William Robertson, 1

1860 Rutherford Co., TN Census, Dist. 6 (Jefferson): Geo. Robertson, 37 NC; E. J. Robertson (f), 39; Martha Robertson, 18; C. R. Robertson (m), 16; A. M. Robertson (m), 14; W. Robertson (m), 11; H. Robertson (f), 9; Sarah Robertson, 6; A. McLain (m), 22; Jno. Lintner, 22 SC teacher.

1870 Rutherford Co., TN Census, Dist. 6 (Jefferson): Eliz. Robertson, 49; Sarah Robertson, 16; George Robertson, 10; Harriet McClain, 72 VA.

1033. Robertson/Robinson, Martha M. Died between April 15 and September 4, 1871, testate.

Note: She was the daughter of William B. (died ca 1839 - see Vol. I and below) and Susanna Robertson.

Will dated April 15, 1871. Will probated September 4, 1871. Item 1st: The executors were to pay the funeral expenses and any other just debts. Item 2nd: The testatrix gave her niece, Susan Priestly, one of her feather beds and the necessary bed clothing and \$600 in cash or the equivalent at her option. Item 3rd: The testatrix gave her sister, Johannah [Robinson] James, \$1000 in cash to be paid as soon as possible. The balance of her estate both real and personal was given to her brother, William F.

Robinson, and he was authorized to take immediate possession after the testatrix's death of one-half of the land where she lived, some 300 acres. The other 300 acres was given to her mother during her lifetime and the testatrix desired that she retain control as long as she lived and then it would go to William F. Robinson making the entire amount of her real estate in Rutherford County that she held by deed from her brother and her mother intended to convey 640 acres, the original William B. Robinson tract. Item 4th: The household furniture was to be divided equally between her brother and her sister. Item 5th: The executor was to return a note for \$300 to George Nelson. Item 6th: The testatrix nominated her brother, William F. Robinson, and Thomas C. Black as her executors.

September 4, 1871, County Court: The will of Martha M. Robinson was presented for probate, was proven and recorded.

January 8, 1879, County Court: The executor made an estate settlement with the court.

Rutherford Co., TN Marriage records: Robert L. James married Johannah Robertson on February 13, 1817.

1870 Rutherford Co., TN Census, Dist. 15 (Valley): Martha Robison, 67; Martha Bedford, 55; Caroline Bedford, 10; Oliver Bedford, 8.

1034. Robertson, William B. Died between March 19, 1836 & February 4, 1839, testate. [Cont'd from Vol. I].

Note: Widow: Susanna Robertson. It is possible that the entries belong to a second William B. Robertson, seems like forty years was a long time for the estate to remain unsettled. However, William F. Robertson and Thomas C. Black were two of the original executors in 1839.

November 8, 1878, County Court: William F. Robertson and T. [Thomas] C. Black, executors of the will of the deceased, were both dead and the estate had not been fully settled up. Henry W. Bivins was appointed administrator de bonis non with the will annexed.

February 6, 1879, County Court: An inventory of the estate and a sale list of the personal property that had been sold at auction was presented to the court.

November 6, 1880, County Court: H. [Henry] W. Bivins, administrator de bonis non, made an estate settlement with the court. The estate had received \$1000 cash from the estate of Susan Robertson (deceased) on a refunding bond.

1035. Robinson, Horace Died in December 1859 in Arkansas, intestate

March 26, 1860, Enrolled Cases #1, pg. 170: Peter T. Vaughan and wife in their own right and S. J. Vaughan, both as administrators of Horace Robinson (deceased) and Isaiah Robinson (deceased) [died ca 1859 - see Vol. II & III]; Nancy [Esatrop] Robinson, widow of the latter and mother of the former; Enoch V. Wrather and wife, Ellen V. [Robinson]; Phillip O. Robinson; Isaiah Robinson; F. [Franklin] P. McMillen and wife, Jane F. [Robinson] vs Nancy Robinson, Richie Robinson and Isabellah Robinson, all minors under guardianship of E. [Enoch] B. Wrather. Horace Robinson had died in December 1859 while on a visit to Arkansas. He never had been married and left no children. Philip O. Robinson, Isaiah Robinson and Richie Robinson were his brothers. Mary A. [Robinson] Vaughan, wife of Peter T. Vaughan; Ellen V. [Robinson] Wrather, wife of E. [Enoch] B. Wrather; Jane [Robinson] McMillen; Nancy Robinson and Isabellah Robinson were his sisters. Each were to receive one share of the intestate's estate. There were two slaves and they could not be divided. The intestate had been indebted to Isaiah Robinson (deceased) for \$300. The petitioners had prayed for a decree to sell the slaves to pay just debts. The court had agreed and the slaves had been sold for \$1700 to family members.

1036. Robinson, Jesse C. Died between March 20 and August 2, 1875, testate.

Will dated March 20, 1875. Will probated August 2, 1875. First: The testator willed that all his just debts be paid out his personal assets. If they were insufficient, then the executors were to sell real estate to complete payment of debts. Second: The testator loaned to his wife, Ellen, all of his personal property and real estate after his debts had been paid during her natural life. If needed for her support, she could sell any or all of said property. Third: After the death of his wife, a daughter, Mary C. [Robinson] to have the remainder of the estate during her natural life but the property could not be traded or sold in any way. It was to be used for her benefit. Fourth: After the death of Mary C. [Robinson] Toombs, the executor was to sell the remainder of the estate and the proceeds were to be divided equally among the living children of Mary C. [Robinson] Toombs. The testator nominated Carroll McCannless as his executor.

August 2, 1875, County Court: The will of Jesse C. Robinson (deceased) was presented to the court, proven and recorded.
August 4, 1897, County Court: James Smithie and wife, Lizzie [Toombs] Smithie and Thomas Toombs vs Kate Tombs, Richard Toombs, Polly Toombs, James Toombs and Pleasant Toombs. Petitioners had claimed that according to the testator's will, they and the defendants were the joint owners and tenants in common of a tract of land containing between 60 and 70 acres. There were seven shares. Since the death of Mrs. Robinson and Mrs. Toombs many years ago, William Toombs, husband of Mary C. Toombs, had had control and management of the real estate and the petitioners had not inclined to call for a settlement of the rent except for year 1897. The petitioners had claimed the tract could not be divided into seven parts and had prayed for a decree to have the land sold for partition. The court had concurred and the land had been sold on November 6, 1897 for \$2.50 per acre.

Rutherford Co., TN Marriage records: James W. Toombs married Mary C. Roberson on October 26, 1858.

Tennessee State marriages 1780-2002: Jesse Robertson married Eleanor "Elly" Vernon on July 24, 1828 in Williamson Co.

1850 Rutherford Co., TN Census, Mechanicsville Dist.: J. C. Robinson, 43 NC; Eleanor Robinson, 46 NC; James E. Robinson, 20; Richard Robinson, 19; Mary C. Robinson, 14.

1860 Rutherford Co., TN Census, Dist. 4 (Mechanicsville): J. Robinson, 52 NC; E. Robinson, 56 NC; W. Tooms (m), 24; M. Tooms (f) 24; E. E. Tooms (f), 7 months

1880 Rutherford Co., TN Census, Dist. 4: William Tombs, 43; Sarah Tombs, 18, dau; John Toobs, 15 son; Thomas Tombs, 13 son; Mary Tombs, 11 dau; James Tombs, 9 son; Pleasant Tombs, 7 son; Ellin Robertson, 91 NC mother-in-law.

1037. Robinson, Luster (colored) Died April 1850, unknown.

Rutherford Co. TN US Census Mortality Schedules: Luster Robinson (colored - slave), 70, born in VA, died April 1850 of unknown cause.

1038. Robinson, Mary E. [Mankin] Died in 1869, intestate.

Note: Widow of Dr. George W. Robinson who had died 1863 in Kentucky – see Vol. III.

March 3, 1873, County Court: The court noted the death of Mary E. Robinson and appointed William Robinson as administrator of the estate.

April 6, 1874, County Court: A. J. Brandon was appointed guardian for Josephine M. Robinson, a minor heir of [Dr.] G. W. Robinson and heir at law of Mary E. [Mankin] Robinson, and gave bond for \$2000.

April 18, 1874, Chancery Court: A. J. Brandon vs Josephine M. Robinson. Plaintiff was guardian of the defendant. As such he had in his possession one house and 25 acres of land that Josephine M. Robinson had inherited from her mother who had died December 1870 [probably 1869].

June 5, 1874, Chancery Court: A. J. Brandon vs Josephine Robinson. The defendant owned about 23 acres of land with a two-story frame house with six or eight rooms. The tract of land with improvements was worth about \$1000 and would rent for about \$50 per annum. Josephine Robinson was 15 years of age with no other source of income. The court had ruled that it would be best for the defendant if the property was sold and the proceeds invested under the watchful eye of the court.

October 29, 1874, Chancery Court: A. J. Brandon vs Josephine Robinson. The Clerk & Master reported that the tract of about 23 acres of land with a dwelling house and other improvements had been sold on August 3, 1874 on a credit for five years with ten percent interest per annum amounting to \$900 that was to be paid to the guardian of Josephine Robinson.

December 9, 1875, November 10, 1876, County Court: A. J. Brandon, guardian for Josie M. Robinson, a minor heir of G. W. Robinson (deceased), made a settlement with the court.

October 1879, Chancery Court: A. J. Brandon vs Josephine Robinson. Josephine M. Robinson had married J. N. Nailor (Naylor). She gave permission for the \$1011.16 realized from the sale of land to be paid to her husband.

Rutherford Co., TN Marriage records: G. W. Robinson married Mary E. Mankin on August 3, 1848. J. W. Moxley married Bettie Robinson on December 5, 1871. John M. Naylor married Josie M. Robinson on January 20, 1876.

1870 Rutherford Co., TN Census, Dist. 24: James R. Mankin, 42; Ann R. Mankin, 36; William J. Robinson, 21; Bettie Robinson, 18; Jake Robinson, 16; Jennie Robinson, 14; Josephine Robinson, 12.

Evergreen Cemetery, Murfreesboro: Dr. G. W. Robinson, 1822 - 1863 with Mary M. Robinson, 1832-1869, Kittie W. Robinson, 1861-1862, and Bettie R. Moxley, 1850-1876.

1039. Robison, Samuel B. Died before January 3, 1872 in Alabama, intestate.

January 3, 1872, County Court: The court noted the death of Samuel B. Robison in Alabama and appointed W. D. Robison as administrator of the estate in Rutherford Co.

July 14, 1875, Circuit Court Enrolling Docket #7, pg. 329: W. D. Robinson, administrator of the estate vs John Ross. The plaintiff had a judgment of \$43.90 plus interest against the defendant. There was no personal property so the court had levied a fifa on a 60-acre tract of land owned by the defendant. The court had condemned the land for sale.

July 9, 1877, Circuit Court: W. D. Robison, administrator of S. B. Robison (deceased) vs John Ross, Jr., Isaac Ross, James Carroll, Caroline Carroll, Joseph Stovall, Lucy Stovall, Henry Ross, A. J. Ross, John Jones, Robert Jones, Laban Garrett & Asa Garrett, heirs of John Ross (deceased) [died 1875 - see below]. The plaintiff on June 21, 1873 had recovered a judgment against John Ross, then living, for \$43.93 plus costs. Execution had been issued on a tract of land containing 60 acres. An order of condemnation had been issued followed by an order of sale. The sale had been held up by order of the plaintiff. The order of sale had been revived and the defendants had not appeared to defend it.

1040. Roe, Ben Died February 6, 1876, intestate.

April 3, 1876, County Court: The Commissioners of the Poor House reported that Ben Roe had died on February 6, 1876,

1041. Rogers, Lucy S. [Nesbitt] Died between November 3, 1870 & January 2, 1871 in Maury Co., TN, testate.

Note: She was the daughter of Alexander (died 1862 - see Vol. III) and Susan C. [Smith - Fletcher] Nesbitt.

Will dated November 3, 1870. Will was probated on January 2, 1871. The testatrix bequeathed to her husband, Simon M. Rogers, a tract of land in Murfreesboro, Rutherford Co., TN. The lot had descended to her from her father, Alexander Nesbitt (deceased). The testatrix had appointed Samuel M. Rogers to be her executor.

Rutherford Co., TN Marriage records: S. M. Rogers married Lucy S. Nesbitt on November 24, 1869.

1870 Maury Co., TN Census, Dist. 25: Samuel M. Rogers, 58; Harriet Rogers, 49; Simeon Rogers, 23; Lucy Rogers, 22.

1042. Rollins, Jane Died June 20, 1876, intestate.

July 3, 1876, County Court: The Poor House Committee reported that Jane Rollins died on June 20, 1876,

1043. Rooker, William Died February 4, 1876, intestate.

September 4, 1876, County Court: The court noted that William Rooker had been dead for more that six months and no person had applied for letters as administrator. The court appointed the Public Administrator to take charge of the estate and administer it according to law.

November 17, 1877, Circuit Court: R. D. Jamison, administrator of William Rooker (deceased) vs R. [Richard] W. Wade. The plaintiff had obtained a default judgment against the defendant for \$1110.34 that being the balance of debt and interest.

January 9, 1879, County Court: The Public Administrator presented the court a listing of the personal property sold at auction. Mrs. Rooker and K. Rooker purchased all the items offered at auction.

May 20, 1879, County Court: The Public Administrator of the estate of William Rooker (deceased) made a settlement with the court. He owed the estate \$3084.70.

Rutherford Co., TN Marriage records: Thomas Farmer married Nancy Ward on June 8, 1830. William Rooker married Nancy [Ward] Farmer on June 19, 1844.

1850 Rutherford Co., TN Census, Jefferson Dist.: William Rucker, 45 NC; Nancy Rucker, 35; Benjamin Farmer, 18; Kelly M. Rucker (m), 2.

1860 Rutherford Co., TN Census, Jefferson Dist: W[illiam] Rucker, 54, VA; N[ancy] Rucker, 44 PA; K[elly] M. Rucker, 12.

1870 Rutherford Co., TN Census, Dist. 6 (Jefferson): Wilson Rooker, 67 VA; Nancie Rooker, 56; Kelly M. Rooker, 21.

Mann Cemetery, east of Florence Road: William Rooker, 8 Mar 1801 - 4 Feb 1876

1044. Rose, Celia J. M. [Donnell] vs Brummet Rose – Divorce

July 14, 1870, Circuit Court: The defendant had been living out of state or had been fraudulently concealing his place of residence. The couple had married on May 19, 1867 in Rutherford Co. and had lived together until March 13, 1868 when the defendant had abandoned the plaintiff without making any provision for support of the infant child, Mary, that had been born on July 21, 1868. A decree of divorce was issued and the plaintiff was awarded exclusive custody of the child.

Rutherford Co., TN Marriage records: B. Rose married S. J. M. Donnell on May 19, 1867.

1045. Rose, Thomas Died prior to May 1867, intestate.

Note: Peter F. Beard/Baird had killed his wife's brother, Wiley Rose, ca 1865 (see Vol. III). The land in question had descended from Sarah Rose, wife of Thomas Rose.

May term, 1867, County Court: William Rose, Robert Rose and Philip Batson & wife, Julia [Rose] Batson vs P. [Peter] H. F. Beard/Baird and wife, Sarah [Rose] Beard/Baird. William Rose, Robert Rose, Julia [Rose] Batson and Sarah [Rose] Beard were tenants in common to two adjoining tracts of land that had descended from Thomas Rose. The first had contained 109 acres of land and the second had contained 24 acres of land. Robert Rose had sold his share of the land to William Rose. P. [Peter] H. F. Beard, husband of Sarah [Rose] Beard, was mentally unstable. He had been convicted of murder and was housed in mental hospital in Davidson Co. The land had been partitioned and William Rose, two shares, had received 81 acres, Sarah [Rose] Beard/Baird, one share, 28 acres, and Mr. and Mrs. Batson had received 25 acres.

Rutherford Co., TN Marriage records: Phillip Batson married Julia Rose on January 21, 1841. Peter H. F. Baird married Sarah Rose on November 22, 1859.

1850 Rutherford Co., TN Census, Fall Creek Dist.: Thomas Rose, 58 NC; Sarah S. Rose, 63 NC; Robert Rose, 35 NC; William Rose, 34 NC; Willie Rose, 23 NC; Sarah Rose, 20 NC.

1046. Rosenfeld, Emanuel Died between October 18, 1877 and February 6, 1878, testate.

Will dated October 18, 1877. Will presented for probate February 6, 1878. Item first: The testator wanted all debts and funeral expenses paid. Item second: He willed the balance of his estate to his wife, Zilli Rosenfeld. She was to convert the estate to money and use it to pay for her and the children's transportation to Germany. If she remained and married, she was to divide the proceeds of his estate into equal shares for her and the children. The testator nominated his wife as executrix of the estate.

September 11, 1877, County Court: Emanuel Rosenfeld vs Moses Resenfeld, a minor. Complainant was the father and guardian of the defendant, a deaf mute about 16 years old. Ethelbert Brantley had died testate in Rutherford Co. in 1872 having made a bequest to the defendant and the executor had paid to the complainant \$265. The complainant had put his ward in school where he had learned to read and write and was still improving. The complainant had hoped his son would become able to work and to provide something towards his support. In his earnest desire to use the funds to the best advantage, the complainant had purchased a house and lot along Main Street for \$150. Title to the house had been vested in his son. He had expected to receive an annual rent from the house of \$50. He prayed for the court's blessing on his investment. The court had ratified the investment during the October 1877 term.

August 14, 1878, December 2, 1879, County Court: Mrs. Z. [Zilla] Rosenfeld, executrix of E. [Emanuel] Rosenfeld (deceased) who was in his lifetime guardian for Moses Reed, Emma Reed, Jane Reed and Martha Reed, minor children of Charles and Mary Reed (deceased), made a settlement with the court. **Note:** Charles and Mary Reed (both colored) had died ca 1872-1876, see above. Mrs. Zilla Rosenfeld also submitted a list of personal items that had been sold at auction.

January 22, 1879, County Court: Jesse A. Collier, trustee of E. [Emanuel] Rosenfeld (deceased), auctioned seven properties in Murfreesboro that the deceased had conveyed to him. Mrs. Zilla Rosenfeld purchased all the properties for the sum of \$1916.50.

February 7, 1879, Chancery Court: The court had ratified the purchase by the guardian of a house and lot for \$150.

August 2, 1880, December 7, 1881, County Court: Moses Hahnlien renewed his bond as guardian of Moses Rosenfeld, a minor child of E. [Emanuel] Rosenfeld (deceased). He also made a settlement with the court.

April 9, 1881, County Court : Mrs. Zilla Rosenfeld, executrix of E. [Emanuel] Rosenfeld (deceased)), made a prorata settlement.

1870 Rutherford Co., TN Census, Murfreesboro: E. Rosenfeld, 39 Wurtemberg; Cecelia Rosenfeld, 32 Wurtemberg; Moses Rosenfeld, 9; Fanny Rosenfeld, 8; Mollie Rosenfeld, 5; Louis Rosenfeld, 3; Abraham Rosenfeld, Oct 1869; Diana Bowman, 35 Wurtemberg; Moses Rosenfeld, 20 Wurtemberg;; and others

1880 Rutherford Co., TN Census, Murfreesboro: Zilla Rosenfeld, 40 Wurtemberg; and her children: Moses Rosenfeld, 19 printer; Fannie Rosenfeld, 17; Mollie Rosenfeld, 15; Lewis Rosenfeld, 13; Abram Rosenfeld, 11; David Rosenfeld, 9.

1047. Rosenthal [probably Rosenfeld], Moses Citizenship

November 17, 1871, Circuit Court Enrolling Docket, pg. 376: Moses, a native of Westphalia, Prussia, had left at the age of 17. He had been in the United States for five years and had lived in Rutherford County for the previous three years. He had sworn an oath of his intention to become a citizen. He had sworn his allegiance to the Constitution and had been granted citizenship.

1048. Ross, A. M. [probably Madison A. Ross] Died before August 6, 1867, intestate [Cont'd from Vol. III].

Note: He was the son of Robert Ross, Sr. (died 1844 - see Vol. I) and Nancy [Wills] Ross (died 1854 - see Vol. II). The following minors listed were children of Felix G. Ross (another son of Robert and Nancy Ross) who died ca 1863 (see Vol. III and below) and his wife, Nancy [Buchanan] Ross, who died ca 1863 (see Vol. III).

April 5, 1870, September 6, 1870, County Court: W. [William] W. Ross was appointed guardian for William A. Ross, James B. Ross, Joseph E. Ross and Eugenia Ross, minor children of Nancy [Buchanan] Ross (deceased) and heirs at law of A. M. Ross (deceased).

July 3, 1872, County Court: A. [Andrew] B. Payne, guardian for William A. Ross, James B. Ross, Joseph E. Ross and Eugenia Ross, minor children of Felix G. and Nancy [Buchanan] Ross (deceased) and heirs at law of A. M. Ross (deceased), made a settlement with the court.

May 5, 1874, June 15, 1874, May 1, 1878, May 6, 1878, County Court: Alfred Ross, guardian for Eugenia Ross and Joseph E. Ross, minor children of Felix G. and Nancy [Buchanan] Ross (deceased) and minor heir at law of A. M. Ross (deceased), made a settlement with the court.

June 4, 1879, County Court: A. Davis, guardian for Eugenia Goodlett, formerly Eugenia Ross, a minor child of Felix Ross (deceased) and heir at law of A. M. Ross (deceased), made a settlement with the court

1860 U. S. Census, Davidson Co., TN., Tennessee Hospital for the Insane: A. M. Ross, 46 Farmer, ill health.

1049. Ross, Green Died May 1860, unknown.

Rutherford Co. TN US Census Mortality Schedules: Green Ross, 30, died May 1860 suddenly from drinking whiskey.

1850 Rutherford Co., TN Census, Fosterville Dist.: George Ross, 50 NC; Eliza Ross, 40 NC; Green Ross, 25; Lucy Ross, 7; Sarah J. Ross, 5; James K. Ross, 5; Polly H. Ross, 4.

1050. Ross, John Died before October 4, 1875, intestate.

October 4, 1875, County Court: The court noted the death of John Ross and appointed B. N. White as administrator of his estate.

October 5, 1875, County Court: The court appointed commissioners to set aside provisions sufficient for one year for the intestate's widow.

March 9, 1876, County Court: A sale list of the estate of John Ross (deceased) was presented in court.

August 8, 1876, County Court: Elizabeth [Barber] Ross, widow of John Ross (deceased) and B. N. White, administrator of the estate). Ex parte petition for dower. The court appointed commissioners to set apart dower for Elizabeth [Barber] Ross, widow of the deceased.

November 7, 1878, County Court: Elizabeth [Barber] Ross, widow of John Ross (deceased) vs B. N. White, administrator of John Ross (deceased). John Ross (deceased) had owned 43 acres when he died. The commissioners had set apart the entire tract to Elizabeth Ross, widow, as her homestead.

April 10, 1879, County Court: B. N. White, administrator of the estate, presented an estate settlement.

Rutherford Co., TN Marriage records: John Ross married Nancy Taylor on February 19, 1824. John Ross married Eliza Barber on January 22, 1839.

1860 Rutherford Co., TN Census, Fosterville Dist.: John Ross, 60 NC; Eliza Ross, 40; Lucy Ross, 20; Sarah J. Ross, 13; J. P. Ross (m), 14; Mary Ross, 11; L. F. Ross (f), 8; A. H. Ross (m), 6; Samuel Ross, 4.

1870 Rutherford Co., TN Census, Fosterville Dist.: John Ross, 70 NC; Eliza Ross, 60 NC; Lutis Ross, 18 (f); Holland Ross, 14; Henry Holt, 13; Andrew Holt, 10.

1051. Ross, Nancy P. [Pruitt] Died October 1849, unknown.

Note: 1st wiife of Felix G. Ross

Rutherford Co. TN US Census Mortality Schedules: Nancy P. [Pruitt] Ross, 28, married, died October 1849 of consumption.

Ross Cemetery, Stewarts Creek Rd.: Mrs. Nancy Pruitt Ross, wife of Felix G. Ross, 3 Aug 1821 - 11 Oct 1849.

1052. Ross, Patrick (colored) Died before November 2, 1874, intestate.

November 2, 1874, County Court: The court noted the death of Patrick Ross (colored) and appointed James H. Major as administrator of the estate.

1870 Rutherford Co., TN Census, Dist. 9 (Sulphur Springs): [all Black] Patrick Ross, 30; Nimrod Ross, 17; Jane Ross, 21; William Ross, 22; Daniel Ross, 18; Jack Ross, 16; Maggie Ross, 10; Jim Ross, 7; Nimrac Ross, 5; Patrick Ross, 3; Ann Ross, 42; Emma Ross, 3; Tillie Ross, 8 months.

1053. Ross, Wilson Y. [Yandell] Died December 1849, unknown.

Note: Son of Robert Ross, Sr. (died 1844 - see Vol. I) and Nancy [Wills] Ross [died 1854 - see Vol. II]

Rutherford Co. TN US Census Mortality Schedules: William Y. Ross, 23, died in December 1849 of consumption.

1054. Rowland, R. T. Died between August 4 and November 1, 1875, testate.

Will dated August 4, 1875. Codicil dated September 18, 1875. Will probated November 1, 1875. First: The testator directed that his funeral expenses and debts be paid as soon as possible. Second: The testator gave to his sister, Mrs. B. F. [Rowland] Moore, wife of V. B. Moore, all his money and notes left after paying his liabilities. She was empowered to collect all his notes except the one on her husband which the testator gave to him. The testator owed a note to Vanderbilt University which Mrs. Moore could either pay or make a note of her own. The testator gave her his trunk, trinkets and clothing except that otherwise disposed of in the will. She also received the testator's sermons and a book titled "Union Pulpit". Third: The testator gave his father some books, saddlebags. He left his valise to V. B. Moore. Fourth: The testator left his watch to his brother, George W. Rowland, with the request that his mother receipt for it and keep it until he was old enough to wear it. The testator left his saddle, bridle and blanket to his brother, William J. Rowland. Fifth: The testator gave his sister, Panthio B. [Rowland] Holt, wife of Thomas B. Holt, his picture of the "Cross of Christ". He left his cloak and overcoat to Thomas B. Holt. The remainder of his books went to brothers, J. G. Rice and J. H. Reynolds, to be divided as they saw fit. Sixth: The testator nominated John C. Haley and Thomas B. Holt as executors. Codicil: The testator gave V. B. Moore the portion of his library previously left to brothers, J. G. Rice and J. H. Reynolds and requested that V. B. Moore make or purchase a library case to keep the books. The books were not to be loaned but anyone could peruse them in the confines of the library. No security was to be required from the executors.

September 1, 1875, County Court: The will of R. T. Rowland (deceased) was presented for probate, was proven and recorded. John C. Haley qualified as executor.

February 8, 1876: The executor presented an inventory of the estate to the court.

March 9, 1876, County Court: John C. Haley and Thomas B. Holt, executors of R. T. Rowland (deceased), made an estate settlement with the court.

Tennessee State Marriages, 1780-2002: V. B. Moore married B. F. Rowland on July 5, 1865 in Steward County.

1860 U. S. Census, Stewart Co., TN, Dist 5: V. B. Moore, 21, dry goods clerk, was living with merchant, Nathan Thomas, his wife and family.

U. S. Civil War Soldiers, 1861-1865: R. T. Rowland 13th Regiment, Tennessee Infantry Confederate. Thomas B. Holt 4th Regiment, Tennessee Cavalry (McLemore's) Confederate.

1055. Rowlett, Susan F. [Beesley] Died before July 4, 1870, intestate.

Note: She was the widow of Leonard S. Rowlett (died March 1851 - see Vol. II).

July 4, 1870, County Court: The court noted the death of Susan F. [Beesley] Rowlett and Peter M. Rowlett was appointed administrator.

May 19, 1873, County Court: P. [Peter] M. Rowlett, administrator of the estate, submitted a list of property belonging to the estate. James Rowlett, J. [Joseph] W. Rowlett, L. [Leonard] S. Rowlett, John Rowlett, P. [Peter] M. Rowlett, C. [Calvin] J. Rowlett and B. [Benjamin] F. Rowlett had all owed the estate money.

Rutherford Co., TN Marriage records: Leonard Rowlett married Susan Beesley on January 3, 1822.

1850 Rutherford Co., TN Census: Leonard Rowlett, 57 VA; Susan Rowlett, 47 VA; James Rowlett, 19; Leonard Rowlett, 16; Benjamin Rowlett, 15; Calvin Rowlett, 14; Francis Rowlett, 12; Joseph Rowlett, 9; Rebecca Rowlett, 7; Henry C. Rowlett, 5.

1056. Rowlett, Thomas Died before August 6, 1855, testate. [Cont'd from Vols. II & III].

Note: Children: William E. Rowlett; Mary S. Rowlett; Martha E. Rowlett; Kittura M. Rowlett; Adeline A. Rowlett; John Rowlett; Thomas J. Rowlett; Rebecca Rowlett; Major P. Rowlett; Lucy A. Rowlett; Sarah "Sally" Rowlett; Newton Rowlett

August term, 1858, County Court: William E. Rowlett; John Rowlett; Adaline E. [Rowlett] Neely, wife of John C. Neely; Mary S. [Rowlett] Pully, wife of Richard Pully; [Martha] Emaline [Rowlett] Mullins, wife of Radford Mullins; Kettura M. [Rowlett] Dickey, wife of James Dickey; and Joseph Lindsey, administrator de bonis non of Thomas Rowlett (deceased) and administrator of Rebecca Rowlett (deceased) vs Major Rowlett; Rebecca Rowlett; Lucy Rowlett; Sarah Rowlett; Newton Rowlett and Nancy Rowlett. Rebecca [J.] Rowlett, wife and testatrix of Thomas Rowlett (deceased), had died January 15, 1858 before completion execution of her husband's will.

Rutherford Co., TN Marriage records: Radford L. Mullins married Martha E. Rowlett on June 30, 1853. Richard Pully married Mary S. Rowlett on November 14, 1850. John C. Neely married Adalina A. Rowlett on March 6, 1850. David Hunter married Rebecca Rowlett on December 22, 1847. James H. Dickey married Kittura M. "Kitty" Rowlett on July 11, 1856. John H. Tucker married Lucy A. Rowlett on May 22, 1864.

1057. Rowton [or Rowden], John D. Died before July 5, 1871, intestate.

Note: Probably related to William Rowton (died ca 1829 see Vol. I & II) and wife, Mary "Molly" Rowton (died July 1855 - see Vol. II). Rody Rowton (a daughter) married Baker Wrather on December 2, 1816. Their son was Wesley S. Wrather.

July 5, 1871, County Court: The court noted the death of John D. Rowden and appointed W. [Wesley] S. Wrather as administrator.
December 30, 1874, March 3, 1875, County Court: W. [Wesley] S. Wrather, administrator of the estate of the deceased, made an estate settlement.

1058. Rowton, William D. Died before October 27, 1871, intestate.

Note: Son of William Rowton (died ca 1829 see Vol. I & II) and wife, Mary "Molly" Rowton (died July 1855 - see Vol. II). Rody Rowton (a daughter) married Baker Wrather on December 2, 1816. Their sons were Wesley S. Wrather and Calenas M. Wrather.

October 27, 1871, Chancery Court: C. [Calenas] M. Rather [Wrather], administrator, & others vs heirs of John Rowton (deceased) [see above] & others. The court noted the death of one of the complainants, William D. Rowton.

April 1, 1872, County Court: The court noted the death of William D. Rowton and appointed W. [Wesley] S. Wrather as administrator of the estate.

December 8, 1874, County Court: W. [Wesley] S. Wrather, administrator of the estate of William D. Rowton (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: William D. Rowton married Eliza McClure on February 20, 1838.

1059. Roynell [Runnell], Sally Died July 1849 and John Roynell, 2 months, died September 1849, unknown.

U. S. Federal Census Mortality Schedules, Rutherford County: Sally Roynell, 30, born VA, died July 1849 of flux. John Roynell, 2 months, September 1849 of brain inflammation.

1060. Rucker, Benjamin, Sr. Died January 30, 1866, testate. [Cont'd from Vol. III].

August 4, 1875, County Court: W. [William] F. M. Betty [Batey], administrator de bonis non of Benjamin Rucker (deceased), made an estate settlement with the court.

October 23, 1875, Chancery Court: W. F. M Betty [Batey], administrator de bonis non with the will annexed of Benjamin Rucker, Sr. (deceased) vs Benjamin Rucker, Jr., W. [West] T. Rucker and J. [John] F. Rucker. The administrator had been authorized by the court to collect \$1809.86 from W. [West] T. Rucker and \$904.88 from J. [John] F. Rucker for notes past due.

May 26, 1876, Chancery Court: J. J. Craig, et al vs W. F. M. Betty [Batey], administrator de bonis non with the will annexed of Benjamin Rucker, Sr. (deceased). Benjamin Rucker had died in February 1866. His original executor, James F. Neill, had died on December 31, 1869 without making any settlement of the estate. W. F. M. Betty [Batey] had applied for and had been appointed administrator de bonis non with the will annexed. Various people had brought suit against James F. Neill as executor and W. F. M. Betty, as administrator de bonis non, and had won judgments. Some of the judgments had been paid but other plaintiffs had taken out executions upon their debts but they had been returned nulla bona. All of the petitioners had filed to subject the real estate of the deceased that had been given by his will to his daughters, Josephine [Rowlett Neill] and Sophia [Rowlett Batey], and was at this time in possession of their heirs at law. During their lifetime, the property had been divided between them. The court ruled that E. [Erasmus] D. Hancock of the plaintiffs or petitioners had the right to subject the estate of Benjamin Rucker (deceased) to the satisfaction of their debts and bills. The Clerk & Master had been appointed to sell as much of the land of Sophia [Neill, James Neill, John Neill, Josephine R. Betty, W. F. M. Betty and Benjamin R. Betty as necessary to satisfy his debt.

January term, 1878, County Court and Enrolled Cases #3, pg. 430: Hoggatt C. Drake and wife, Josephine R. [Betty/Batey] Drake vs Willie F. M. Betty and Benjamin R. Betty. Josephine [Betty/Batey] Drake had petitioned to have her share of the land she owned in common with William F. M. Betty and Benjamin R. Betty set apart for her use.

December 28, 1878, County Court: Hogatt C. Drake & wife vs Willie F. M. Betty and Benjamin R. Betty. Benjamin Rucker, Sen. had died on or about January 30, 1866, testate. Hogatt C. Drake had married Josephine R. Betty on June 12, 1878. Josephine was the daughter of the testator's daughter, Sophia [Rucker] Betty, wife of W. F. M. Betty (deceased). Sophia [Rucker] Betty had died on or about March 15, 1866. W. F. M. Betty had been attending the Greenwood Seminary near Lebanon in Wilson County. The petitioners again asked to have their share of the real estate of their mother set apart for them.

January 13, 1879, County Court: H. [Hogatt] C. Drake and wife, Josephine R. [Batey] vs Willie F. M. Betty and Benjamin R. Betty. Josephine R. [Batey] Drake and the two defendants were grandchildren of Benjamin R. Rucker [Sr.] (deceased). Their mother, Sophia [Rowlett] Betty, was a daughter of the deceased. They were entitled to equal shares in two tracts of land containing a total of 340 acres. A surveyor and three commissioners had been appointed to set apart one-third of the land for Josephine R. Betty.

April 9, 1879, County Court: Commissioners reported they had set aside 113 acres for Josephine R. Drake, formerly Josephine R. Betty. The land had been owned in common by Mrs. Josephine R. [Betty] Drake, Willie F. M. Betty and Benjamin R. Betty.

Rutherford Co., TN Marriage records: H. C. Drake married Josie R. Betty on June 10, 1878. W. F. M. Betty married Sophia B. Rucker on October 12, 1859. Col. W. F. M. Betty married Laura Miller on August 19, 1869. W. F. M. Betty married Laura Betty on November 6, 1873. Note: Laura Miller and Laura Betty were the same person. She had divorced him and then remarried him.

1061. Rucker, Chloe [Taylor] Died before October 4, 1869, intestate. [Cont'd from Vol. III].

Note: Widow of Williford Rucker, died ca 1845 - see Vols. I & II. Mordecai Rucker was son of Williford & Chloe [Taylor] Rucker.

June 1, 1874, County Court: The court ordered the Public Guardian to take charge of the estates of Frusanna E. Rucker and John M. Rucker, minor heirs of Mordacai Rucker (deceased) and heirs at law of Chloe [Taylor] Rucker (deceased).

December 10, 1880, County Court: H. [Henry] H. Norman, guardian of Frusana E. Rucker and John M. Rucker, minor heirs of Mordacai Rucker (deceased) and heirs at law of Chloe [Taylor] Rucker (deceased), made a settlement with the court.

1062. Rucker, Joel Died before June 5, 1874, intestate.

Note: Son of Dr. William R. Rucker (deceased) [died 1861, see Vol. III & below] and Susan [Childress] Rucker.

June 5, 1874, Chancery Court: Ben Rucker Sr. vs Ben Rucker Jr. & W. [West] T. Rucker and others. The court noted the death of lunatic, Joel Rucker, and appointed Susan [Childress] Rucker, his mother, as administratrix.

1870 Rutherford Co., TN Census, Dist. 21 [Flemings]: William R. Rucker, 32; Susan Rucker, 69; Susan Rucker, 35; Joel Rucker, 29.

U. S. Civil War Soldiers, 1861-1865: Joel C. Rucker 2nd Regiment, Tennessee Infantry (Robison's) (Walker Legion) Confederate

1063. Rucker, Joseph B. Died before May 3, 1870, intestate [Cont'd from Vol. III].

Note: In 1865 Joseph B. Rucker needed a guardian [Benjamin Rucker, Jr.], because of an unsound mind. Susan [Edmondson] Rucker was his wife, and children were: West T. Rucker, John F. Rucker, Lucy A. Rucker, Joseph S. Rucker and Mary E. Rucker.

Also Note: This is **not** the Joseph B. Rucker who 1st married Susan Seward in 1835. She had died by 1849 according to the estate of her father, John A. Seward (died 1854 - see Vol. II). This Joseph B. Rucker married 2nd, Rebecca Champion in 1844. Joseph and Rebecca can be found on the 1860 Rutherford Co., TN Census.

June 17, 1865, Chancery Court: Benjamin Rucker, Sr. vs Benjamin Rucker, Jr., W. [West] T. Rucker and J. [John] F. Rucker. Benjamin Rucker, Jr. was the guardian of Joseph B. Rucker, his father, who had been declared of unsound mind by a jury. Some years after he was assigned as guardian, he had moved to Coffee Co. and had left the responsibility for their father to his brother, W. [West] T. Rucker, as his agent to attend to the family, manage and cultivate the land and to purchase horses and mules to make a crop. W. [West] T. Rucker had purchased on January 1, 1861, \$675 worth of horses and mules and he and another brother, J. [John] F. Rucker, gave a note with the complainant as security. The note had eventually been paid by the complainant and he was seeking sale of sufficient personalty to repay him \$895.70.

May 3, 1870, County Court: The court noted the death of the intestate and appointed Mrs. Susan [Edmondson] Rucker as administratrix of the estate. Benjamin Rucker provided part of the security.

August 31, 1870, County Court: Susan [Edmondson] Rucker, administratrix of the deceased's estate, submitted an inventory of the estate that listed two horses, three cows, a yoke of oxen and a limited amount of household furniture.

September 5, 1871, County Court: Susan [Edmondson] Rucker, widow of Joseph B. Rucker (deceased), made application for dower. The court ruled she was entitled to dower and appointed commissioners to set apart her dower.

October 4, 1871, County Court: Susan [Edmondson] Rucker, widow of Joseph B. Rucker (deceased) vs Benjamin Rucker, W. [West] T. Rucker, John F. Rucker, Lucy A. Neill, and Mary E. Rucker. Commissioners reported they set apart 59½ acres including the mansion house for the widow's dower.

Rutherford Co., TN Marriage records: Joseph B. Rucker married Susan Edmondson on August 19, 1830. J. F. Neill married Lucy A. Rucker on September 17, 1868.

1860 Rutherford Co., TN Census, Bushnell's Creek Dist: J. B. Rucker (m), 55; Susan Rucker, 52; W. T. Rucker (m), 27; J. F. Rucker (m), 26; Loucy Rucker, 22; J. S. Rucker (m), 15; M. E. Rucker (f), 10.

1870 Rutherford Co., TN Census: Susan Rucker, 62, was living with the family of Benjamin and Louisa Rucker.

1064. Rucker, Joseph S. Died before August 7, 1871, intestate.

Note: Son of Joseph B. and Susan [Edmondson] Rucker [see above].

August 7, 1871, County Court: The court noted that Joseph S. Rucker had been dead for more than six months and no person had applied for duties as administrator. The court ordered E. L. Turner, the Public Administrator for Rutherford County, to take charge of the said estate by virtue of his office.

U. S. Civil War Soldiers, 1861-1865: Joseph S. Rucker 21st Regiment, Tennessee Cavalry (Carter's) Confederate.

1065. Rucker, Sally (colored) Died August 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: Sally Rucker (colored), 40, slave, died August 1849 of Cholera.

1066. Rucker, Stacey Died December 18, 1866, probably in Bedford Co., TN, intestate.

Note: Genealogical notes state she was the wife of Elliott Rucker.

February 5, 1872, County Court: The court noted that John Jordan Rucker and Chlora Rucker, minor children of Mary Rucker and heirs at law of Stacy Rucker (deceased), had no guardian. The minors were entitled to an estate in Bedford County so the court had ordered the Public Guardian to take charge of any estate they were entitled to and to manage the same according to law. September 9, 1875, County Court: H. [Henry] H. Norman, Public Guardian for John J. Rucker and Clora Rucker, minor heirs of Stacey Rucker (deceased), made a settlement with the court.

February 6, 1878, County Court: H. [Henry] H. Norman, guardian for Cloe A. Rucker, a child of John Rucker, and heir at law of Stacy Rucker (deceased), made a final settlement with the court.

1850 Bedford Co., TN Census, Dist. 9: Stacy Rucker (f), 65 NC; Louiza Rucker, 27; Elliot Rucker, 25. Next house: John W. Rucker, 27; Sarah J. Rucker, 20; Sarina C. Rucker, 1

1860 Bedford Co., TN Census, Western Division, Dist. 9: J. W. Rucker, 37; R. A. Rucker (f), 23; W. G. Rucker (m), 9; R. M. Rucker (m), 7; R. E. Rucker (m), 4; Stacy Rucker (f), 78 NC.

Enon Church Cemetery, northeast of Unionville, TN (Bedford Co.): Elliotte Rucker, died 29 Nov 1841, age about 62 years. Stacy Rucker, died 18 Dec 1866, age about 84 years.

1067. Rucker, Dr. William R. Died August 8, 1861, intestate. [Cont'd from Vols. II & III].

May 25, 1876, Chancery Court: Susan [Childress] Rucker & others vs Lizzie Black & others. G. [George] D. Crutcher had purchased 39 acres on September 7, 1874 for \$1186.62. He had paid all the purchase money and had been granted a decree of title. After all the charges had been settled, there was \$75.90 available for heirs to wit: Lizzie Black; Sue Jetton; Susan C. Rucker; each one was to receive one-fifth and G. [George] D. Crutcher was to receive two fifths.

1068. Runnels or Reynolds, Annie [Todd] Date of death unknown [before 1870 Census], intestate.

Note: Wife of Calvin Runnels/Reynolds (died ca 1867 - see Vol. III) and daughter of Aaron Todd, Sr. (died July 1859 – see vols. II & III). Children of Calvin & Anna [Todd] Runnels/Reynolds were: Aaron Runnels/Reynolds; Thomas Runnels/Reynolds; Phebe Runnels/Reynolds; Jerry/Jeremiah Runnels/Reynolds; Sarah Runnels/Reynolds; Calvin Runnels/Reynolds {Jr.}

December 1, 1875, County Court: Wesley Lowe, guardian for Jeremiah Runnels, Sarah Runnels, Thomas Runnels and Calvin Runnels, minor heirs of Annie [Todd] Runnels (deceased) and heirs at law of Aaron Todd (deceased), made a court settlement. October 5, 1877, County Court: Wesley Lowe, guardian vs W. P. Mankin and wife, [Phebe] Jane [Runnels] Mankin. Commissioners had set apart to W. P. Mankin one-half of the real estate of Annie [Todd] Runnels (deceased). The remaining one-half had gone to Jerry Runnels, Sarah Runnels and Calvin Runnels. Title to two-thirds of the 17 acres allotted to W. P. Mankin had gone to him, the other one-third had gone to his wife.

Rutherford Co., TN Marriage records: Calvin Reynolds married Anna Todd on February 9, 1848. W. P. Mankins married Phebe Jane Runnels on January 30, 1869.

1870 Rutherford Co., TN Census, Dist. 24 (Big Spring): Aaron Todd, 30; Elizabeth Todd, 21; Josephine Todd, 2; William M. Todd, born Feb 1870; Phebe Todd, 54; Jeremiah Reynolds, 15; Sarah Reynolds, 13; Calvin Reynolds, 12; Thomas Reynolds, 17.

1880 Rutherford Co., TN Census, Dist. 24: Pheoby Todd, 61; Jerry Runnels, 24 Nephew; Sarah Runnels, 23 Niece; Calvin Runnels, 21 Nephew.

1069. Runnels or Reynolds, Charles A. Died before January 6, 1873, intestate.

Note: Son of Pollard R. and Mary E. [Maxwell] Runnels/Reynolds (deceased) [died 1869, see Vol. III and below]

January 6, 1873, County Court: The court noted the death of C. A. Runnels/Reynolds and appointed John H. White as administrator of the estate.

November 6, 1873, County Court and Enrolled Cases #3, pg. 359: John H. White, administrator, vs B. [Burnell] W. Runnels/Reynolds of Texas et al. The defendants were Lucilla Reynolds of Mississippi; Dan Shriver and wife, Catharine [“Kate” Runnels/Reynolds]; Mary P. Reynolds; Jimmie [James M.] Reynolds; Fannie Reynolds; Willie Reynolds; Walter Reynolds and Tolbert Runnels/Reynolds. The intestate had owned a vested remainder interest in 340 acres of land and 20 acres of cedar land. The estate was insolvent so the court ordered the land sold for payment of debts.

November 27, 1873, County Court: John H. White, administrator of the estate, submitted an inventory of the personal property.

January 7, 1874, County Court: John H. White, administrator vs B. [Burnell] W. Runnels et al. The one-tenth interest had been sold at auction for \$52. The purchaser had paid the entire amount in cash and the court had issued a decree of title divesting title from B. W. Runnels, et al., the heirs of Charles Runnels/Reynolds (deceased).

1070. Runnels or Reynolds, Mary E. [Maxwell] Died bet. April & June 8, 1869, intestate [Cont’d from Vol. III].

Note: Pollard R. Runnels [Reynolds] married Mary E. Maxwell on December 9, 1847 in Rutherford Co.

November 4, 1871, Chancery Court: Charles A. Runnels/Reynolds; Burrell M. Runnels/Reynolds; Kate S. Runnels/Reynolds; Lucilla Runnels/Reynolds; Mary P. Runnels/Reynolds; James M. Runnels/Reynolds; Miller Runnels/Reynolds; Walter Runnels/Reynolds; Tolbert F. Runnels/Reynolds; Oliver Runnels/Reynolds and P. [Pollard] R. Runnels/Reynolds, administrator of Mary E. [Maxwell] Runnels/Reynolds (deceased) vs William A. Ransom; Thomas A. Elliott & others. Mary E. [Maxwell] Runnels/Reynolds (deceased) had owned a tract of land and had funds in the hands of her guardian. Mary E. Runnels/Reynolds (deceased) and her husband had sold her tract of land on October 14, 1848, to Nancy Jamison for \$2133. P. [Pollard] R. Runnels/Reynolds had purchased 242 acres on December 5, 1851 for \$3000. At the same time, P. [Pollard] R. Runnels/Reynolds had purchased a 50-acre tract of cedar land. When Mary E. [Maxwell] Runnels/Reynolds (deceased) and her husband had sold her land in 1848, they had an agreement that the proceeds would be invested in the 242 acre tract and a 50-acre tract of cedar land and that title to the two tracts would be taken to Mary E. [Maxwell] Runnels/Reynolds. This had not been done. A deed had executed to P. [Pollard] R. Runnels/Reynolds for the larger tract and a title bond had been executed to him for the smaller tract. W. [William] A. Ransom had been the judgment – creditor and purchaser at the execution sale of P. [Pollard] R. Runnel’s right to said land. Thomas A. Elliott had been a creditor of P. [Pollard] R. Runnels/Reynolds and had purchased his interest in the 50-acre tract of land at the execution sale. Mary E. [Maxwell] Runnels/Reynolds (deceased) had filed a complaint that the land had been purchased with her money and under the agreement with her husband the title should have been made to her. The court had ruled that \$1167 of the fund in her guardian’s hands was from the sale of the land and had been used to purchase the two tracts of land; therefore, the complainant’s right to the larger tract was in the proportion of \$1061 to \$1767 and their right was in the proportion of \$106 to \$365. The court had further ruled that defendants, Ransom & Elliott, were entitled to the interest of Pollard R. Runnels/Reynolds, that being a life estate and they were entitled to immediate possession. The court had decreed that the life estate of P. [Pollard] R. Runnels/Reynolds would be divested from him and for the larger tract, the title was to be vested with W. [William] A. Ransom and the title for the smaller tract the title would be vested with Elliott. The complainants had appealed to the Supreme Court and the Clerk & Master had been appointed receiver of the property and had been instructed to rent it out pending outcome of the appeal.

September 3, 1873, Supreme Court: Charles Runnels/Reynolds et al vs W. [William] A. Ransom et al. The father [James J. Maxwell, died 1829 - see Vol. I & II] of Mary E. [Maxwell] Runnels/Reynolds (deceased), wife of P. [Pollard] R. Runnels/Reynolds and mother of Charles Runnels/Reynolds & others, had died many years ago bequeathing to her certain lands and personal property. Mary E. [Maxwell] Runnels/Reynolds had joined her husband in the conveyance of the land on October 24, 1848, to Nancy Jamison with the express understanding that he would purchase the land in controversy with the proceeds and have the title made to her. He did purchase the land in controversy with the proceeds of the sale and with money in the hands of her guardian but in violation of the agreement had the title made to him. They took possession and lived there with Mary E. [Maxwell] Runnels/Reynolds, then living, after this suit had been filed. The husband had owed money and his creditors had forced the sale of the land for payment. His wife had filed the bill to protect her rights. The court had ruled that Mary E. [Maxwell] Runnels/Reynolds was entitled to recover the tract of land that her husband held in trust for her and as a result of her death, her children and heirs at law were entitled to the same, subject to the rights of her husband to a life estate in the same as a tenant by the courtesy. Upon the death of P. [Pollard] R. Runnels/Reynolds, the children were entitled to recover possession and

occupation of said land. The court had declared void all deeds, conveyances and proceedings held in court that would interfere with or cast a cloud upon the title of the children.

1850 Rutherford Co., TN Census, Millersburg Dist.: Pollard Reynolds, 23, Christian Preacher; Mary Reynolds, 21; Charles Reynolds, 2; Burrell Reynolds, 3 months.

1071. Rushing, Amanda Frances “Fanny” [Kimbro] vs Will O. Rushing – Divorce [Cont’d from Vol. III]

September 15, 1866, Circuit Court Enrolling Docket, #5, 465: The couple had been married August 15, 1860 and had lived together in harmony until just before she filed suit for divorce after he had abandoned her leaving her without support.. They had two children, John R. Rushing, age 5, and Eugene Rushing, age 4. In late August, her husband had conveyed all his rights in real estate to his father, Capt. Richmond Rushing. She charged that this was part of his scheme to abandon her and the children and put alimony out of her reach. He also had notified the merchants not to let her have anything on credit. He had sent horses and wagon to move her and the children from the house where she was living to her father’s house in Davidson Co., but community backlash had caused him to recall the team. The father then took the youngest child away from its mother. Her husband was in bad health and cross, unable to care for the child properly. The distress of her child being taken had adversely affected her health. She requested a divorce, custody of the children and support. Her husband had answered calling her a sharp-tongued woman who rarely ever spoke a kind word to him or their children. He had further stated they had been discussing separation for the past year. He had admitted that he had conveyed his interest in land jointly purchased with his father and brother-in-law, R. K. Hodges, to his father. His failing health had prevented him from paying his share of the purchase price or his share of the cost of a mill that was being erected upon it. He also had admitted telling the merchants of Woodbury that he had abandoned her but stated he had been willing to purchase for her whatever she needed for support. The court had summoned Francis Covington, Tabitha Rushing, Elizabeth Phelps, Mary Atchly, Nannie Atchly, Minerva Walker, Jane Ocan, Elizabeth Bethel and Henry Wharton to give depositions. Elizabeth Phelps, age 55, gave the following information: Fanny [Kimbro] Rushing had always been very cold toward her husband especially after her husband returned from a seven-month absence in the Confederate Army. Mary Atchly had testified that Fanny [Kimbro] Rushing had told her that she had married Mr. Rushing because her step-mother thought he would be good for her. She also had stated that Mr. Rushing could never please his wife. After several depositions, some supporting the plaintiff and some supporting the defendant, the court had granted a decree of divorce. The mother was granted custody of the children but the father was granted visitation privileges. She further had received a horse and buggy and all the goods and furniture she had before they had married.

Tennessee State Marriages, 1780-2002: William O. Rushing married Amanda F. Kimbro on August 15, 1861 in Davidson Co.

1072. Russell, Amanda C. [Manire] Died between February and November 6, 1871, testate.

Will dated February 10, 1871. Will probated November 6, 1871. Executor: William Russell, husband.

The testatrix was entitled as a legatee of her father, John Manire (deceased), to one-fifth of his estate. The estate consisted of a tract of land containing 174 acres in Marshall Co., TN. The testatrix was also entitled to a legacy under the will of her mother, Rebecca Manire (deceased). The testatrix left her interest in the estates and all her property of every description to be equally divided among any living children she left behind. The division was to be made after her husband’s death as he had a right to hold any land during his life as a tenant by courtesy. If the testatrix died without issue, she bequeathed all the property of every kind to her husband, William Russell, absolutely.

November 6, 1871, County Court: The will of Amanda C. [Manire] Russell was presented for probate, was proved and recorded.

Rutherford Co., TN Marriage records: William Russell married A. C. Manire on March 7, 1869.

1870 Rutherford Co., TN Census: William Russell, 29; Amanda Russell 23.

1073. Russell, Chesley B. Died before May 6, 1872, intestate.

Note: Son of Daniel D. and Pamela Russell – see below.

May 6, 1872, County Court: The court noted the death of C. [Chesley] B. Russell and appointed Joseph F. Brooks as administrator of the estate.

August 5, 1872, County Court and Enrolled Cases #2, pg. 273: Mrs. Martha W. [Brooks] Russell, widow, and Joseph F. Brooks, administrator of Chesley B. Russell vs D. [Daniel] D. Russell, Richard Russell, and Willie Bell Russell, the last two were minors without guardian.. The widow had not had her dower assigned. The intestate had owned 226 acres more or less in conjunction with his brother, William F. Russell (deceased). William F. Russell (deceased) had left behind a widow and two minor children, Richard Russell and Willie B. [Bell] Russell. The widow of William F. Russell (deceased) had sold her dower interest in the land to D. [Daniel] D. Russell. Chesley B. Russell (deceased) had left no children but a widow. She was entitled to dower so the court appointed commissioners to set apart her dower from the undivided one-half of the 226 acre tract.

November 4, 1872, County Court: Mrs. Martha W. [Brooks] Russell, widow, and Joseph F. Brooks, administrator of Chesley B. Russell vs D. [Daniel] D. Russell et al. Commissioners reported that they had divided the tract that the intestate jointly owned with his brother. From one-half of the tract, they assigned over 37 acres to the widow as dower.

March 9, 1872, December 18, 1875, County Court: J. [Joseph] F. Brooks, administrator, made a final estate settlement.

Rutherford Co., TN Marriage records: Chesley B. Russel married Matti W. Brooks on December 18, 1860.

1860 U. S. Census, Williamson County, TN, Eastern Subdivision: D. D. Russell, 54 Sadler; Parmelia Russell, 46; C. B. Russell (m), 24 Teacher; W. J. Russell (m), 22; H. H. Russell (m), 19.

1074. Russell, Daniel D. Died between April 16 and July 6, 1874, testate.

Will dated April 16, 1874. Will probated July 6, 1874. First: The testator willed that his funeral expenses and debts be promptly paid. Second: The testator willed to his wife, Permelia Russell, during her lifetime, the tract of land where he lived containing about 50 acres and several other tracts of land including two subject to the dower of Mrs. Mollie Russell and Martha Knott, respectively. He also gave her his stock of horses, mules, hogs, cattle, sheep, crops on hand, provisions, buggy and harness, wagon and harness, reaper, farming tooks, household and kitchen furniture, notes and other assets on hand for her support and maintenance and to cloth and educate the two grandchildren, Richard T. Russell and Willie Bell Russell. Third: Upon the death of Permelia Russell, the testator bequeathed to his granddaughter, Willie Bell Russell, the tract of land called the Wadley place containing 86 acres and the ? Berry tract out of which Mollie Russell had her dower in the east half. Grandson, Richard T. Russell, was entitled to half of the west half of that tract. The land the testator gave to his granddaughter was for her own use and benefit during her lifetime free from control or debts of any husband. If she had children, the land was to descend to them, if not, the land was to go to her brother, Richard Russell, and not to any of her half brothers or sisters. Fourth: Upon the death of Permelia Russell, the testator bequeathed to his grandson, Richard T. Russell, all the remainder of his real, personal and mixed estate. The land consisted of several small tracts including some cedar land. Fifth: The testator did not want his executor and executrix to have a public sale but to sell such property as needed privately. Lastly: The testator nominated and appointed his wife as executrix and Chesley Williams as executor.

July 6, 1874, County Court: The will of Daniel D. Russell (deceased) was presented in court, was proven and recorded. Chesley Williams and Mrs. Permelia Russell, executor and executrix, posted bond for \$2000 without security.

August 5, 1874, County Court: Chesley Williams and Permelia Russell, executors, presented an inventory of the estate of D. D. Russell (deceased).

November 7, 1877, County Court: Chesley Williams, executor of the deceased's estate, made a final estate settlement.

1860 U. S. Census, Williamson County, TN, Eastern Subdivision, Eagleville P. O.: D. D. Russell, 54 Sadler; Parmelia Russell, 46; C. B. Russell (m), 24 Teacher; W. J. Russell (m), 22; H. H. Russell (m), 19.

1870 Rutherford Co., TN Census, Dist. 8 (Murphy): Daniel Russell, 65; Parmelia Russell, 57; Richard Russell, 9; Wiley Russell (f), 7.

1075. Russworm, John S. Died January 27, 1860, unknown.

Rutherford Co. TN US Census Mortality Schedules: J. S. Russworm, 66, married, born in PA, died January 1860 of cancer.

Tennessee Marriages 1780-2002: John S. Russworm married Sarah Martin Clark on December 20, 1817 in Williamson Co.

1850 Rutherford Co., TN Census, Sulphur Springs Dist: John S. Russworm, 56 PA; Sarah Russworm, 49 VA; Sarah S. Russworm, 20; Lenora Russworm, 17; Eugenia R. Russworm, 14; Samuel C. Russworm, 12; Laura J. Russworm, 10; Lockie Russworm, 5; S. Alice Gordon, 10; Virginia Gordon, 8.

Old City Cemetery, Murfreesboro: John S. Russworm, War of 1812, Tenn. 2nd Lt. 2 W. Tenn. Vols., 29 Jan 1793 - 27 Jan 1860.
MacGowan Cemetery, Sulphur Springs Rd.: Sally Clark Russworm, 1799 - 1867.

1076. Ryan, Elvy [Winsett] vs James M. Ryan – Divorce.

March 15, 1858, Circuit Court Enrollment Book, pg 123: The defendant had abandoned the petitioner and had failed to provide for her. The court granted a decree of divorce.

Rutherford Co., TN Marriage records: James M. Ryan married Elvey Winsett on December 4, 1855.

1077. Ryan, George R. Murdered in 1866, intestate [Cont'd from Vol. III].

Note: George Walton was charged with the murder of George Ryan, Sr. Children of intestate were: Carey N. Ryan, William S. Ryan, Lovewell Ryan, George A. Ryan, Henrietta C. Ryan, John N. Ryan, Cole Ryan. Widow: Amanda [M. F. Owen] Ryan.

July 1, 1874, Chancery Court Enrolled Cases #4, pg. 512: Amanda Ryan, widow of George Ryan; Carey F. Ryan; W. [William] S. Ryan; Lovell Ryan and George Ryan, heirs at law of George Ryan (deceased), late of Ohio vs Henrietta C. Ryan; John C. Ryan; and C. [Cole] Ryan, minor heirs of intestate. George Ryan (deceased) had owned 72 acres of land in Rutherford Co.. Complainants had prayed that the entire tract, dower included, be sold and the proceeds were to be divided among the heirs with the widow receiving compensation for her dower.

October 29, 1874, Chancery Court: Amanda [Owen] Ryan, widow; Cary F. Ryan; Lovil Ryan; and George Ryan, heirs at law of George Ryan (deceased) vs Henrietta C. Ryan, John C. Ryan and Coles Ryan, minor heirs of George R. Ryan (deceased), late of Ohio. The minor heirs of George Ryan (deceased) were to wit: Henrietta Ryan John C. Ryan and Coles Ryan were non residents of Tennessee. A guardian ad litem had been appointed to defend them.

April 30, 1875, Chancery Court: Amanda [Owen] Ryan vs Henrietta C. Ryan et al. The tract of 80 acres was not susceptible to partition into seven equal parts and the court had directed that it be sold for partition. If dower had been allotted from the tract, the remainder would have been worthless. The widow was to receive one-third of the proceeds for life in lieu of her dower.

April 30, 1876, Chancery Court: Amanda [Owen] Ryan & others vs Henrietta Ryan & others, heirs at law of George Ryan (deceased). The land had not been sold for want of a bid. The court had renewed the order of sale.

May 10, 1879, Chancery Court: Amanda [Owen] Ryan & others vs Henrietta Ryan & others. The court revived the order for sale of the land with a minimum price of \$400.

Rutherford Co. Marriage records: George Ryan married Amanda M. F. Owen on August 6, 1836.

1870 U. S. Census, City of Xenia, Green Co., OH: Amanda Ryan 52; George Ryan, 19 TN Boot and Shoe Clerk; Lovell Ryan, 18 OH; Henrietta Ryan, 14 TN; John Ryan, 12 TN; Cole Ryan, 9.

1078. Ryan, John Died before January 4, 1871, intestate.

January 4, 1871, County Court: The court noted the death of John Ryan and appointed J. [John] W. Ryan as administrator of the estate.

February 10, 1871, County Court: J. [John] W. Ryan, administrator of the estate, presented an inventory of the estate.

February 4, 1874, County Court: J. [John] W. Ryan, administrator of the estate, made a final settlement with the court.

1850 Rutherford Co., TN Census (Murphy Dist.): John Ryan, 46; Elizabeth Ryan, 46 VA; James M. Ryan, 17; Lucy Ryan, 15; John W. Ryan, 13; Balie P. Ryan, 12; Sarah J. Ryan, 6; James Robertson, 65 VA; Joseph Ryan, 75 VA.

1870 Rutherford Co., TN Census, Dist. 4 (Mechanicsville): John Ryan, 67; Elizabeth Ryan, 66; Lucia Ryan, 36; Baylin Ryan (m), 31; Clum Ryan, 19; Elizabeth Ryan, 13; James Ryan, 10; Calvin Ryan, 48.

1079. Sanders, Clem Died before April 5, 1875, intestate.

Note: A Black family headed by George Sanders contains a son, Clem Sanders, age 6 on the 1870 census. However, he (Clem) is listed as age 17 on the 1880 census.

April 5, 1875, County Court: The court noted the death of Clem Sanders and appointed G. W. Sanders as administrator.

August 4, 1875, County Court: The administrator of the estate presented to the court a list of personal property sold at auction that contained one horse, one saddle and a cow with calf. Billie Sanders purchased the horse and saddle.

April 12, 1879, County Court: G. W. Sanders, administrator of the estate, made a final estate settlement with the court.

1080. Sanders, Cornelius Died between October 19 and December 7, 1874, testate.

Will dated October 19, 1874. Will probated December 7, 1874. First: The testator directed that his funeral expenses and all just debts be paid as soon as practicable. Second: The testator gave all his land to his wife, Susan [Barnett] Sanders, during her lifetime to be rented out by the executors and the proceeds to go to her. Third: The testator gave his wife all of his personal property to do with as she pleased. Fourth: The testator gave his executors permission to sell the real estate if they thought it best with the proceeds to go for the support of his wife. The testator nominated his sons, William R. Sanders and Ambrose B. Sanders, as executors. They along with his other sons were to have 10% of all the money used for the testator's or his wife's benefit. If there was any property left after the testator's and his wife's death, it was to be divided equally between his sons; W. [William] R. Sanders; Jarratt Sanders; Thomas Sanders; and Ambrose B. Sanders.

December 7, 1874, County Court: The will of Cornelius Sanders (deceased) was presented for probate, was proven and recorded. William R. Sanders and Ambrose B. Sanders qualified as executors and posted a \$1500 bond.

March 3, 1875, County Court: The executors of the deceased's estate presented to the court an inventory of the personal property and a sale list of the items that had been sold of the estate of Cornelius Sanders (deceased). Some articles had been withheld from the sale and would not be sold provided there were sufficient funds to pay the debts.

May 5, 1875, County Court: Mrs. Susan [Barnett] Sanders, widow of the testator, had appeared in court and had dissented from the will of her late husband. Commissioners had set apart \$88 out of the estate for provisions sufficient for one year for the widow.

October 7, 1880, County Court: A. [Ambrose] B. Sanders, surviving executor of Cornelius Sanders (deceased), made a final estate settlement with the court.

Rutherford Co., TN Marriage records: Cornelius Sanders married Susan Barnett on April 16, 1822. A. B. Sanders married M. A. E. Cradock on January 7, 1857.

1850 Rutherford Co., TN Census, Sanders Dist: Cornelius Sanders, 49 NC Blacksmith; Susannah Sanders, 42 NC; Ambers Sanders, 14.

1860 Rutherford Co., TN Census, Dist. 1 (Sanders): Cornelius Sanders, 53 NC; Susan Sanders, 47 NC; A[mbrose] Sanders (m), 24; Permelia Sanders, 27; M. V. Sanders (f), 2; E. Sanders (f), 7 months.

1081. Sanders, Isaac, Sen. Died in February 1860, testate. [Cont'd from Vol. II].

Rutherford Co. TN US Census Mortality Schedules: Isaac Sanders, 88, widowed, born NC, died in February 1860 of old age.

Sanders Cemetery, Couchville Rd. (moved to Mt. Juliet by Corps of Engineers): Mary Sanders died Feb 3, 1856, wife of Isaac Sanders. Isaac Sanders, died in his 88th year of life on March 22, 1860.

1082. Sanders, John Died between May 2 and October 5, 1874, testate.

Will dated May 2, 1874. Will probated October 5, 1874. First: The testator willed that his funeral expenses and just debts be paid as soon as practicable. Second: The testator bequeathed to his wife, Mary Sanders, 52 acres of land including the residence during her lifetime. He also willed her all his personal property exempt by the laws of Tennessee from execution. At her death, the testator willed that the personal property remaining be sold and the proceeds divided equally among his heirs. Third: The testator willed to his daughter, Mary C. [Sanders] Maddux and her bodily heirs, the tract of land that was willed to his wife. He wanted Mary C. [Sanders] Maddux and her husband to live with his wife and upon his wife's death, the land would go to his daughter for her own and separate use and at her death, the land was to be equally divided between her bodily heirs. Fourth:

The testator gave to his daughter, Harriet E. [Sanders] Wright and her bodily heirs the remainder of the tract of land purchased from Isaac Sanders to have for her separate use and at her death, the land was to be equally divided between her bodily heirs. Fifth: The testator gave to his daughter, Martha A. [Sanders] Wright and her bodily heirs, 52 acres of land known as the "Golden Tract" for her own and separate use and at her death, the land was to be equally divided between her bodily heirs. Sixth: The testator gave to Lenor E. Sanders, William M. Sanders and Mary M. Sanders and any other child or children born to the testator's son, John P. Sanders, 60 acres of land. At his death, the land was to be equally divided among his heirs. Seventh: The testator gave to his daughter, Maranda E. [Sanders] Carver and her bodily heirs, the balance of his land for her own and separate use and at her death, the land was to be equally divided between her bodily heirs. Eighth: The testator directed his executor to appoint three competent commissioners to make a valuation of the land bequeathed to his children and the children were to pay over to the executor in proportion to the valuations so much as to make the heirs of his son, J. [Jesse] C. Sanders, one equal share and the executor was directed to pay the same to their guardian. Lastly: His brother, A. H. Sanders, was to be his executor.

October 5, 1874, County Court: The will of John Sanders (deceased) was presented for probate, was proven and recorded. A. H. Sanders, the executor nominated in the will, qualified and posted a bond.

October 13, 1874, County Court: Commissioners valued the lots given the deceased's heirs as follows: lot #1, A. [Albert] S. Maddox, \$600; Lot #2, William Wright, \$600; Lot #3, Wash Wright, \$350; Lot #4, J. [John] P. Sanders, \$420; Lot #5, W. Carver, \$420.

December 8, 1874, County Court: An inventory and sale list of the personal property of the estate of John Sanders (deceased) was presented to the court.

June 7, 1877, June 2, 1879, County Court: A. H. Sanders, administrator of the estate, made a final estate settlement.

Rutherford Co., TN Marriage records: William Wright married Harriett E. Sanders on May 25, 1848. James M. Wright married Martha A. Sanders on September 30, 1857. Albert Mattox married Mary C. Sanders on December 27, 1859. Pinckney Stanton married Marandy E. Sanders on November 11, 1857. G. W. Carver married Mrs. M. E. Stanton on December 15, 1870.

1850 Rutherford Co., TN Census, Sanders Dist.: John Sanders, 44; Mary Sanders, 44; Jesse C. Sanders, 20; John P. Sanders, 15; Maranda A. Sanders, 13; Martha A. Sanders, 11; Mary C. Sanders, 8;

1083. Sanders, Marshall H[ale] Died October 17, 1874, intestate.

November 2, 1874, County Court: The court noted the death of M. [Marshall] H. Sanders and appointed William M. Sanders as administrator of his estate and he gave bond of \$4000. The court appointed commissioners to set apart to Mrs. Sarah [Jamison] Sanders, widow of the deceased, support for one year from the estate of the intestate.

December 7, 1874, County Court and Enrolled Cases #3, pg 364: Sarah [Jamison] Sanders vs W. [William] M. Sanders, administrator; Samuel Cox and wife, Eliza [Sanders]; Amanda [Sanders - Pitts] Bowen; W. T. Todd and wife, Angelina [Sanders]; M. [Mathew] W. Bowling and wife, Nancy [Sanders]; W. M. Helton and wife, M. J. [Minerva Jane Sanders]; H. R. Sullivan and wife, M. [Martha] E. [Sanders]; C. P. Sullivan and wife, Mary [Sanders]; Robert Sanders, James Sanders and John Sanders, minor heirs of M. [Marshall] H. Sanders (deceased), who had died October 17, 1874. He had owned a tract of land containing 160 acres of land, another tract of 135 acres that was in litigation in Chancery Court, a third tract containing about 40 acres and a fourth tract consisting of about 30 acres in Cannon Co. The petition for dower had been granted and commissioners had been appointed to set aside one-third of the value of the real estate for her dower.

December 8, 1874, County Court: An inventory and sale list of the personal property of the estate of M. H. Sanders (deceased) was presented to the court.

February 2, 1875, County Court: Sarah [Jamison] Sanders vs W. [William] M. Sanders; Samuel Cox and wife, Eliza [Sanders]; Amanda [Sanders - Pitts] Bowen; W. T. Todd and wife, Angelina [Sanders]; M. [Mathew] W. Bowling and wife, Nancy [Sanders]; W. M. Helton and wife, M. J. [Minerva Jane Sanders]; H. R. Sullivan and wife, M. [Martha] E. [Sanders]; C. P. Sullivan, and wife Mary [Sanders]; Robert Sanders, James Sanders, and John Sanders, minor heirs of John Sanders (deceased). The commissioners reported that they had set aside two parcels of land, one containing 71 plus acres and the second containing 13 acres, for the widow's dower.

March 3, 1875, County Court: The commissioners they had set aside provisions for the widow of the deceased for one year.

August 2, 1875, Chancery Court Enrolled Cases #6, pg. 573: H. R. Sullivan and wife, M. [Martha] E. [Sanders] & others vs Samuel Cox & wife, Eliza [Sanders], et al. The intestate left a widow, S[arah] H. [Jamison] Sanders, and daughters to wit: Mrs. M. [Martha] E. [Sanders] Sullivan; Mrs. Amanda [Sanders - Pitts] Bowen; Mrs. R. E. [Elizabeth Sanders] Rodgers; Mrs. N. [Nancy] E. [Sanders] Bowling; Mrs. M. J. [Minerva Jane Sanders] Hetton; Mrs. Mary M. [Sanders] Sullivan; Mrs. Eliza [Sanders] Cox; and Mrs. Sarah A[ngeline] [Sanders] Todd; and a son, William M. Sanders. Each was entitled to one share of the estate. W. [William] M. Sanders,

Jr., R. M. Sanders and James Sanders were jointly entitled to one share of the estate as children of the intestate's deceased son, John Sanders. James Sanders, a minor, had left the county and probably the state. The petitioners had averred that the several tracts of land could not be equitable partitioned and had prayed for a decree of sale.

October term, 1876, Chancery Court: H. R. Sullivan and wife & others vs Samuel Cox and wife & others. There had been a petition to sell the real estate of the deceased but the court required more facts. They had received answers from the guardian ad litem of W. [William] M. Sanders, James Sanders and R. M. Sanders and from Samuel Cox and wife, Eliza [Sanders]; W. T. Todd and wife, S. A. [Sarah Angeline Sanders]; Amanda [Sanders - Pitts] Bowen; William Helton & wife, M. J. [Minerva Jane Sanders]; C. P. Sullivan & wife, M. [Mary] M. [Sanders] and James E. Rogers and wife, R. E. [Elizabeth Sanders]. The court had given the answers to the Clerk & Master to determine if the land could be equitably partitioned.

November 1, 1876, Chancery Court: The court had determined that the land should be sold for partition and had ordered the land surveyed and divided into tracts to suit the purchaser and sold at auction.

April 19, 1877, Chancery Court: H. R. Sullivan and wife & others vs Samuel Cox and wife & others. On December 9, 1876, the Clerk & Master auctioned the tracts of real estate owned by deceased at his death. The first tract had been partitioned into eight lots as follows: #1. 57 acres sold for \$11 per acre; #2. 14 acres sold for \$8.15 per acre; #3. 7 plus acres sold for \$7.45 per acre; #4. 8 acres, sold for \$6.50 per acre; #5. 8 plus acres, sold for \$6.50 per acre; #6. 11½ acres, sold for \$6 per acre; #7. 11 acres, sold for \$6 per acre; #8. 16 acres, sold for \$10 per acre. The second tract was partitioned as follows: #1. 9 plus acres, sold for \$3 per acre. #2. 8 plus acres, sold for \$3 per acre; #3. 25 plus acres, sold for \$3 per acre; and #4. 9 plus acres, sold for \$3 per acre. A third tract of 18 plus acres sold for \$30 per acre and finally the home place containing 78½ acres sold for \$12.05 per acre.

October 17, 1877, Chancery Court: Mrs. N. [Nancy] E. [Sanders] Bowling and husband, M. [Mathew] W. Bowling, and Mrs. M. J. [Minerva Jane Sanders] Helton and husband, W. M. Helton, signed receipts showing they had each received \$245.11 from B. F. Hoover on their distributive share of the proceeds of the sale of real estate of M. H. Sanders (deceased).

April term, 1878, Chancery Court: H. R. Sullivan and wife & others vs Samuel Cox and wife & others. Title to a tract of land containing 18 acres had been divested from the heirs and vested it with B. F. Hoover.

February 7, 1879, Chancery Court: The purchaser of lot #3 that contained over 7 acres had paid the purchase money and title had divested from all the heirs.

February 15, 1879, County Court: W. [William] M. Sanders, administrator of M. H. Sanders (deceased), made an estate settlement with the court. He owed the estate \$1088.39.

April term, 1879, Chancery Court: H. R. Sullivan and wife & others vs Samuel Cox and wife & others. C. P. Sullivan had purchased a tract of land containing 78 acres on December 9, 1876. He had given two notes for \$425.66 each due in one and two years. The notes were due and unpaid. The Clerk & Master had recovered a judgment against C. P. Sullivan and the court had given him until August 1, 1879 to pay principal and interest due or the land would be auctioned.

June 30, 1879, Chancery Court: H. R. Sullivan and wife & others vs Samuel Cox and wife & others. W. [William] M. Sanders had purchased a 24-acre tract of land from the estate at a sale on October 12, 1877. He had given two notes for \$270 each due in one and two years. The notes had not been paid. The Clerk & Master recovered a judgment against W. [William] M. Sanders and his securities and the court had granted him until August 1, 1879, to pay the principal and interest or the land would be auctioned.

July 5, 1879, Chancery Court: The court had ordered the payment of funds received from the sale of land after \$98.25 was paid to W. [William] M. Sanders for his services as administrator. M. [Martha] E. [Sanders] Sullivan had been interviewed and had agreed to have her share paid over to her husband, H. R. Sullivan. Others receiving shares were Eliza C. [Sanders] Cox, wife of Samuel Cox; Nancy E. [Sanders] Bowling, wife of M. W. Bowling; A. [Amanda] M. [Sanders - Pitts] Bowen; Mary [Sanders] Sullivan, wife of C. P. Sullivan; and M. J. [Minerva Jane Sanders] Helton, wife of W. M. Helton.

October 23, 1879, Chancery Court: The Clerk & Master reported that the purchaser of a 14¾ acre tract had paid his notes in full and the court had divested title from all the heirs and had vested it in the purchasers.

January 17, 1882, Chancery Court Enrolled Cases #11, pg. 294: William M. Sanders vs Samuel Cox and wife, Elvira [Eliza?] [Sanders] Cox; W. T. Todd and wife, Sarah A. [Sanders] Todd; C. P. Sullivan and wife of Rutherford Co.; James Rogers and wife of Arkansas; H. R. Sullivan and wife, M. [Martha] E. [Sanders] Sullivan of Haywood Co.; Mathew E. Bowling and wife, N. [Nancy] E. [Sanders] Bowling of Haywood Co.; William Helton and wife, M. J. [Minerva Jane Sanders] Helton of Haywood Co.; Amanda [Sanders - Pitts] Bowen of Rutherford Co.; James Sanders, a minor; John and James Sanders, residence unknown; J. W. Sparks, Clerk & Master of Rutherford Co.; J. [James] N. Patton of Cannon Co. Complainant had purchased a 24 acre tract at the sale of the testator's land and the sale had been accepted and approved by the court. The complainant had not paid the notes because when he attempted to take possession from J. [James] N. Patton who was living there, Mr. Patton had exhibited a supposed deed to the property and retained possession. In April 1879, the Clerk & Master had obtained judgment against the complainant for non-payment of the notes and the sheriff had threatened execution against him and his securities. The complainant claimed that he should not have been liable for the purchase money unless he could be vested with a clear title and right of possession of the land. The complainant prayed the court to settle the title to the property and to protect him until the dispute was settled.

October 1, 1883, Chancery Court: W. [William] M. Sanders, administrator of M. H. Sanders (deceased) vs Portius M. Puryear and C. O. Abernathy. On January 15, 1875, the complainant had secured a judgment against P. M. Puryear for \$318.10. Execution had been issued in October but had been returned "no personal property found." Mr. Puryear had paid \$50 on February 15, 1876 and \$60 on December 15, 1876. At a meeting between the complainant and the defendant, the latter had stated he would not pay the balance of the judgment until M. [Mathew] W. Bowling, son-in-law of the intestate, executed a deed to him for about 12 acres of cedar land. An examination of the Docket Book showed that P. M. Puryear, a Justice of the Peace, had on the date he had paid the \$60 fraudulently made an annotation in the Docket Book that the judgment had been satisfied in full. The complainant asked the court to set aside the statement in the Docket Book and allow him to sue for the remainder of the judgment plus interest.

April 20, 1885, Chancery Court: H. R. Sullivan and wife & others vs Samuel Cox and wife & others. The death of Mrs. N. [Nancy] E. [Sanders] Bowling was announced during a hearing on this case involving the heirs of M. H. Sanders (deceased). She had left Marshall Bowling and Sarah [Bowling] Griggs, wife of James C. Griggs of Tipton Co., TN; and Mollie Bowling, Ida Bowling, Rosie Bowling, Emma Bowling and ?Parofrosus? Bowling of Rutherford Co., her only children and heirs, all of whom were minors .

January 24, 1887, Chancery Court: The Clerk & Master had sold land belonging to P. M. Puryear for the purpose of satisfying the judgment previously obtained by W. [William] M. Sanders, administrator of M. H. Sanders (deceased).

April 1887, Chancery Court: W. [William] M. Sanders & others vs James R. Sanders. The Clerk & Master reported that he had distributed funds to the following heirs of M. H. Sanders (deceased) to wit: (#1) Mrs. M. W. [Sanders] Bowling (deceased) had left following heirs to wit: James C. Griggs and wife, Sarah, formerly Sarah Bowling; Marshall Bowling; ?Parofrosus? Bowling; Emma Bowling; Mollie Bowling; Ida Bowling & Rosie Bowling. (#2) Mrs. M. [Martha] E. [Sanders] Sullivan. (#3) Mrs. Eliza [Sanders] Cox. (#4) Mrs. M. [Mary] ?A. [Sanders] Sullivan. (#5) Mrs. Amanda [Sanders - Pitts] Bowen. (#6) W. [William] M. Sanders. (#7) Mrs. M. J. [Minerva Jane Sanders] Helton. (#8) Mrs. Sarah ?T. [Sanders] Todd. (#9) the heirs of John Sanders (deceased) to wit: James M. Sanders, John Sanders and James R. Sanders, infant son of R. [Robert] M. Sanders (deceased).

March 5, 1879, County Court: W. [William] M. Sanders, administrator of M. H. Sanders (deceased), made a settlement.

Rutherford Co., TN Marriage records: Marshall H. Sanders married Sarah Jamison on July 29, 1846. Samuel Cox married Eliza Sanders on August 4, 1844. William Pitts married Amanda Melvina Sanders on January 16, 1848 [**Note:** William Pitts died 1852 - see Vol. II]. James Rodgers married Elizabeth Sanders on November 28, 1850. Mathew W. Bowling married Nancy Sanders on November 19, 1863. W. M. Helton married Jennie Sanders on November 1, 1865. H. R. Sullivan married Martha E. Sanders on March 23, 1864. C. T. A. Sullivan married M. N. Sanders on September 8, 1868.

1850 Rutherford Co., TN Census, Browns Mill Dist.: Marshall Saunders, 47; Sarah Saunders, 38 KY; Angaline Saunders, 19; Elizabeth Saunders, 16; Nancy Saunders, 12; Jane Saunders, 9; Sally Saunders, 6; Mary Saunders, 3; John Saunders, 14; James Rogers, 23 KY.

1860 Rutherford Co., TN Census, Browns Mill Dist.: M. H. Sanders, 55; Sarah Sanders, 66 [46]; Nancy Sanders, 22; M. J. Sanders (f), 20; M. E. Sanders (f), 18; Mary Sanders, 13; M. M. Sanders (m), 6; A. Jamison (m), 20; R. Travis (m), 25; Lizzie Sanders, 83 VA; T. Todd (m), 32; S. A. Todd (f), 28.

1870 Rutherford Co., TN Census, Dist. 22 (Browns Mill): Hale Sanders, 67; Sarah Sanders, 56 KY; William Sanders, 13; Robert Sanders, 12; John Sanders, 5.

1084. No entry for this number

1085. Sanders or Saunders, Thomas Died September 4, 1845, intestate. [Cont'd from Vols. I, II & III].

Note: Widow was Mary "Polly" Lannum] Sanders who died February 10, 1853.

March 18, 1853, Circuit Court Enrollment Book, pg. 182: Levi Sanders; Issac L. Sanders; Thomas D. Peyton and wife, Mary Elizabeth [Sanders]; Thomas M. Sanders; Leonard N. Sanders; Sarah A. Sanders and John A. Sanders, the last four were minors under guardianship of William M. Sanders, all of Rutherford Co. and Robert D. Wilson, a minor of Gibson Co. under guardianship of William H. Wilson, petition to sell land. The petitioners were heirs of Thomas Sanders (deceased). Robert D. Wilson had petitioned in right of his mother, Frances R. [Sanders] Wilson (deceased), a daughter of the intestate. They were heirs to a tract of about 104 acres. This tract had been the widow's dower but she had died. As heirs of Mary [Lannum] Sanders (deceased), the petitioners were also joint owners of a tract of 62 acres. The tracts were separated by some distance and the petitioners argued that they could not be equitably partitioned and prayed for a decree to sell the land and to divide the proceeds. The land had been auctioned and Levi Sanders had purchased the larger tract for \$3030.23 and a 10-acre cedar tract for \$50. William M. Sanders had purchased the 62-acre tract for \$496. The purchasers had paid cash and a decree of title had been issued.

November 14, 1855, Enrollment Book, pg. 1: The petition to divide slaves by Thomas M. Sanders, Leonard M. Sanders, Sarah A. Sanders and John A. Sanders, all except Thomas M. Sanders were minors. The estate had owned thirteen slaves, all but two under the age of fifteen years. Thomas M. Sanders wanted his share set apart for him. The court had agreed and commissioners had set apart a twenty-seven year old female and her infant son and a nine-year old male for him.

1086. Sanders, Virginia Tennessee [Rucker] Died August 26, 1870, intestate.

Note: 2nd wife of Wiley Sanders (deceased) – see below. She was listed as Tennessee V. Sanders throughout this case

October 3, 1870, County Court: The court noted the death of Virginia T. [Rucker] Sanders and appointed W. [William] M. Sanders as administrator of her estate.

October 22, 1870, Court Court: William M. Sanders, administrator of the estate of the deceased, submitted an inventory of the estate that consisted solely of one horse and buggy and a note for \$100.

May 6, 1874, County Court: W. [William] N. Mason, agent for William M. Sanders, administrator of the deceased's estate, made a settlement with the court.

September 7, 1875, County Court: William M. Sanders, administrator, had been declared incompetent. William N. Mason was appointed administrator de bonis non.

November 1, 1876, December 29, 1877, Chancery Court: Wilkinson & Sanders, administrators vs W. [William] N. Mason, administrator & others. The administrator of the estate had filed with the court a claim of \$931.46 for a list of articles exempt by law and claimed by him as administrator. The court had ordered the administrator of the estate of Wiley Sanders (deceased) to pay the administrator of Virginia [Rucker] Sanders (deceased) this amount for distribution among the heirs.

April 16, 1878, Chancery Court: Wilkinson & Sanders, administrators of Wiley Sanders (deceased) vs W. [William] N. Mason, administrator of Tennessee V. [Rucker] Sanders (deceased). The Clerk & Master reported the sale on December 15, 1877 of three lots of land totaling 151 acres for \$2331.05.

July 7, 1880, County Court: A final settlement of the estate of Virginia T. [Rucker] Sanders (deceased) was presented in court.

Rutherford Co., TN Marriage records: Wiley Sanders married Martha B. Hart on February 21, 1832.

Tennessee State Marriages, 1780-2002: Wiley Sanders married Virginia T. Rucker on February 14, 1843 in Wilson County.

1850 Rutherford Co., TN Census, Fall Creek Dist.: Willie Sanders, 40; Virginia T. Sanders, 30; Mary E. Sanders, 15; Mark M. Sanders, 13; Melinda Sanders, 1 month; Nathan G. Hart, 32; Susan M. Hart, 22.

1870 Rutherford Co., TN Census, Dist. 5 (Fall Creek): Wiley Sanders, 60; Vergin Sanders, 50; Gerome Sanders, 18; ?Saney E. Sanders, 14; Mollie Sanders, 9

Sanders Cemetery, Smyrna golf course: Wiley Sanders, 22 Apr 1810 - 17 Aug 1870, & 1st wife, Martha B. Hart Sanders, 20 Jan 1807 - 25 July 1837; & 2nd wife, Virginia T. Rucker Sanders, 22 Jan 1820 - 26 Aug 1870.

1087. Sanders, Wiley Died August 17, 1870, intestate.

September 5, 1870, County Court: The court noted the death of Wiley Sanders and appointed Mark M. Sanders and B. F. Wilkerson as administrators.

September 6, 1870, County Court: The court appointed commissioners to set apart provisions for one year for Lucy E. Sanders and Mollie Sanders, minor children of Wiley Sanders (deceased).

October 2, 1870, County Court: M. [Mark] M. Sanders and B. F. Wilkerson, executors of Wiley Sanders (deceased), submitted an extensive inventory of the personal and perishable estate of the deceased.

October 3, 1870, January 23, 1872, February 18, 1873, August 4, 1873, February 24, 1873, March 3, 1875, May 2, 1876, June 7, 1877, February 3, 1879, County Court: I. S. [Isaac Sumner] Sanders had been appointed guardian for Asbury J. Sanders, Lucy Emma and Mary Amanda Sanders, minor children of Wiley Sanders (deceased).

December 5, 1870, County Court: Wiley Sanders had died on or about August 15, 1870. His widow, Virginia Tennessee [Rucker] Sanders, had died eight days later. The heirs had inherited the real estate as follows: #1, Mark M. Sanders, son, one share. #2, Mary A. E. [Sanders] Wilkinson, wife of B. F. Wilkinson, daughter, one share. #3, Sarah Malinda [Sanders] Lanian, wife of William M. Lanian, daughter, one share. #4, #5 and #6, minor children A. [Asbury] J. Sanders, Lucy E. Sanders and Mary A. Sanders. The deceased had owned three adjacent tracts totaling 366 acres in Rutherford County and a tract of 90 acres in Gibson Co. purchased from Sarah A. [Cole] Taylor, a widow who had received it from her father, James C. Cole (deceased). Commissioners

were appointed to partition the land and set apart shares for the three children of age.

December 12, 1870, County Court: Commissioners set aside one year's provisions for 2 minor girls of Wiley Sanders (deceased).

December 23 and 24, 1870, County Court: Administrators held an auction of the personal property of Wiley Sanders (deceased).

February 25, 1873, June 5, 1874, Chancery Court: In an answer to a complaint filed against them that appears very similar to the one below dated June 5, 1874. [Asbury] Jerome Sanders, Lucy Emma Sanders and Mollie [Mary Amanda] Sanders, minors under guardianship of Sumner Sanders, and William Lanius and wife, Sarah T. M. [Sanders] Lanius, gave the following information. Mark M. Hart (deceased), maternal grandfather, had died in 1835 [see Vols. 1, II, & III] leaving considerable estate consisting of land, slaves and other personal property. His wife had survived him and had died in 1845. Mark M. Hart (deceased) had been the father of Martha B. [Hart] Sanders, first wife of Wiley Sanders. She had died about 1837 leaving Mark M. Sanders and Mary A. E. [Sanders] Wilkerson as her only children. Wiley Sanders (deceased) was the father of Sarah [Sanders] Lanius, Mollie Sanders, Lucy Emma Sanders and [Asbury] Jerome Sanders by his second marriage to [Virginia] Tennessee Rucker. Wiley Sanders (deceased) had been appointed guardian for his children, Mark M. Sanders and Mary A. E. Sanders, after the death of his first wife, he received her share of her father's estate that upon her death descended to her children. The respondents believed that their father had paid the complainants through advancements of money, slaves and other property. The respondents held that due to the difficulty of establishing payments and statute of limitations, further payment to the complainants should be barred. They asked that the court take an account of the estate and supervise further settlement of the estate.

October 24, 1873, Chancery Court: In a deposition, Meridith Sanders stated he was the brother of Wiley Sanders (deceased)

April 6, 1875, County Court: B. F. Wilkerson and M. [Mark] M. Sanders, administrators of Wiley Sanders (deceased), made an estate settlement with the court. The administrators owed the estate \$5083.77.

October 11, 1875, Chancery Court Enrolled Cases #6, pg. 232: B. F. Wilkinson & M. [Mark] M. Sanders, administrators of Wiley Sanders (deceased) and Mary A. E. [Sanders] Wilkinson, wife of B. F. Wilkinson. The Wilkinsons lived in Davidson Co. and M. [Mark] M. Sanders lived in Gibson Co. vs William N. Mason, administrator of Virginia T. [Rucker] Sanders (deceased); A. J. [Asbury Jerome] Sanders; Sumner Sanders, Jr. and wife, Lucy E. [Sanders] Sanders; Mollie Sanders, a minor under guardianship of Isaac Sumner Sanders, Sr.; William M. Lannis and wife, Sarah [Sanders], of Gibson Co. The administrators had realized about \$7000 from the assets of the estate and had made partial distribution to wit: \$2251.76 to Isaac S. Sanders for his wards: A. J. Sanders, Lucy E. Sanders and Mollie Sanders. Upon coming of age, A. J. Sanders had received \$256.62. W. M. Lannis and wife had received \$665.00. M. [Mark] M. Sanders and the Wilkinsons had been entitled as distributees of the deceased's first wife to the sum of \$2400. The only debts that had been left were expenses of administration. The four remaining children, A. J. Sanders, Lucy E. Sanders, Mollie Sanders and Sarah Sanders were children of the intestate's second wife. The intestate had made advancements of \$2000 each to M. [Mark] M. and Mary A. E. [Sanders] Wilkinson and had put W. [William] M. Lannis and wife, Sarah [Sanders] in possession of 90 acres of land in Gibson Co. They were chargeable for the rents and profits for the past six years as advancements. The personal estate of the intestate had been insufficient to make all the heirs equal and the petitioners had prayed for a decree to sell the 450 acres of real estate.

November 1, 1876, Chancery Court: Wilkinson & Sanders, administrators & others vs W. [William] N. Mason, administrator & others. After an accounting of the estate, it had been determined that it was necessary to sell \$6000 worth of real estate in order to equalize the four heirs who had not received any advancements.. Since the remainder of the land could not be satisfactorily partitioned, it had been necessary to sell all the intestate's real estate.

April term, 1877, Chancery Court: An auction had been held on January 27, 1877, and tracts of 110 acres and 50 acres had been struck off to I. S. [Isaac Sumner] Sanders for \$25 per acre. The remaining land that had been offered at auction had not sold at the minimum price of \$25 per acre. A 90 acre tract located in Gibson Co. had been sold for \$20 per acre.

April 16, 1878, Chancery Court: A real estate auction was held on December 15, 1877 to sell three plots of land. A lot containing 89 acres had sold for \$15.15 per acre. A. J. [Asbury Jerome] Sanders had purchased the remaining two tracts, one containing 53 acres and the other 19 acres, for \$1234.08.

May 14, 1880, Chancery Court: Wilkerson & Sanders, administrators vs W. [William] N. Mason et als., Mollie Sanders' share of the proceeds from sale of land remained in the hands of the Clerk & Master. She was a minor but she had married William Dement who was of age. The court appointed William Dement as her trustee and ordered the Clerk & Master to pay the funds to him.

Rutherford Co., TN Marriage records: Wiley Sanders married Martha B. Hart on February 21, 1832. B. F. Wilkerson married Mary A. E. Sanders on September 13, 1852. Mark Sanders married Matty P. Adkerson on September 26, 1866. William N. Lanius married Sallie T. Sanders on December 9, 1868. I. S. Sanders married Miss L. E. Sanders on July 12, 1873.

Tennessee State Marriages, 1780-2002: Wiley Sanders married Virginia T. Rucker on February 14, 1843 in Wilson County. W. T. Dement married Mollie A. Sanders on November 27, 1878 in Gibson Co.

1850 Rutherford Co., TN Census, Fall Creek Dist.: Willie Sanders, 40; Virginia T. Sanders, 30; Mary E. Sanders, 15; Mark M. Sanders, 13; Melinda Sanders, 1 month; Nathan G. Hart, 32; Susan M. Hart, 22.

1870 Rutherford Co., TN Census, Dist. 5 (Fall Creek): Wiley Sanders, 60; Vergin Sanders, 50; Gerome Sanders, 18; ?Saney E. Sanders, 14; Mollie Sanders, 9

Sanders Cemetery, Smyrna golf course: Wiley Sanders, 22 Apr 1810 - 17 Aug 1870, & 1st wife, Martha B. Hart Sanders, 20 Jan 1807 - 25 July 1837; & 2nd wife, Virginia T. Rucker Sanders, 22 Jan 1820 - 26 Aug 1870.

1088. Sanders, William M. Died July 26, 1876, intestate.

Note: Marshall Hale Sanders (see above), A. H. Sanders, Levi L. Sanders (see Vol. II) and Thomas Sanders (see Vols. I, II & III) may have been brothers of William M. Sanders.

August 3, 1875, County Court: A. H. Sanders, guardian of W. [William] M. Sanders [probably grandson of Marshall Hale Sanders], presented an inventory of the property belonging to his ward to the court.

October 21, 1875, Chancery Court: H. R. Sullivan and wife, Mary E. [Sanders] and M. [Mathew] W. Bowling and wife vs Samuel Cox & wife, Eliza [Sanders] et al. Defendants W. [William] M. Sanders, R. [Robert] M. Sanders & James Sanders were minors without guardian [sons of John Sanders (deceased) son of Marshall Hale Sanders]. The complainants had been allowed to amend their bill to make complainants to wit: Mrs. Amanda [Sanders - Pitts] Bowen; James Rodgers and wife, R. E. [Elizabeth Sanders]; William Helton & wife, M. J [Minerva Jane Sanders]; C. P Sullivan and wife, M. [Mary] M. [Sanders]; and W. [William] M. Sanders [son of Marshall Hale Sanders], defendants of the bill vice complainants.

October 23, 1875, Chancery Court: H. R. Sullivan and wife et al vs Samuel Cox & wife et al. The purpose of the petition was to have a receiver appointed to take charge of the lands of the testator and to collect the rents and to pay them out to the parties entitled. The court appointed W. [William] M. Sanders as receiver.

December 13, 1875, Chancery Court: W. [William] M. Sanders had posted a \$500 bond as he had been appointed receiver to take charge of the lands belonging to the estate of W. [William] M. Sanders (deceased) to collect the rents for the current year and to pay out the same to the parties entitled, to rent out the land for the ensuing year and to collect and pay out the rents.

July 26, 1876, Enrolled Cases #3, pg. 73: A. [Andrew] F. Sanders; I. [Isaac] N. Sanders; W. [William] T. Sanders; J. [John] G. Sanders; Fannie E. [Sanders] Eatherly, citizens of Rutherford Co.; Daniel Sanders; Levi Sanders and Elizabeth E. [Sanders] Hamilton, citizens of Wilson Co., petitioners vs Florence [?Mary] Sanders, a minor citizen of Rutherford Co. Petitioners and defendant were only children of the deceased who had owned at his death two tracts of land totaling 380 acres. After the assignment of dower, there would be about 277 acres in two tracts to be divided into nine shares. The petitioners had alleged that the land could not be equitably partitioned among the heirs and had prayed for a decree to have the land sold at auction. The court had agreed and had appointed the clerk to hold the sale. The land had been auctioned on November 9, 1876 and had sold for an aggregate sum of \$4120.68. The administrator held receipts for advancements that the deceased had made to his children and these were taken into account when the receipts had been partitioned.

August 7, 1876, County Court: The court noted the death of W. [William] M. Sanders and appointed A. H. Sanders as administrator of the estate. He posted a bond of \$3000 with Isaac S. [Sumner] Sanders, W. T. Sanders and William N. Mason as securities. Commissioners were appointed to set apart to Mrs. Sallie [Martin] Sanders, widow of the deceased, supplies to last one year.

September 4, 1876, County Court: A. H. Sanders, administrator of the estate, held an auction of the extensive personal estate.

September 9, 1876, County Court and Enrolled Cases #2, pg. 433: Sallie A. [Martin] Sanders vs A. [Andrew] F. Sanders & others. William M. Sanders had died on July 26, 1876. He had owned two tracts of land totaling about 400 acres. Sallie A. [Martin] Sanders was his lawful wife. The defendants included A. [Andrew] F. Sanders; I. [Isaac] N. Sanders; W. [William] T. Sanders; Fannie [Sanders] Etherly; Daniel Sanders; Levi Sanders; J. [John] G. Sanders; Florence Sanders and Elizabeth [Sanders] Hamilton of Wilson Co. , the only heirs of the deceased. Commissioners had been appointed to set aside one-third of the real estate as the widow's dower.

October 2, 1876, County Court: Sallie A. [Martin] Sanders vs A. [Andrew] F. Sanders, et al. Commissioners reported they had first set aside a homestead consisting of the mansion house and out buildings with the stable lot, yard garden and orchards valued at \$1000. They then had set aside 102 acres as the widow's dower.

November 8, 1876, County Court: A. [Andrew] F. Sanders et al. vs Florence Sanders. The clerk had attested that the land was not suitable for partitioning. The court had ordered the sale of the two tracts of land less the widow's dower.

February 8, 1877, County Court: A. [Andrew] F. Sanders, et al vs Florence Sanders, a minor heir of W. [William] M. Sanders (deceased). The land belonging to the estate had been auctioned on December 9, 1876. The tract containing 110 acres had been sold to W. [William] T. Sanders for \$20.25 an acre. The tract containing 35 acres had been sold to D. [Daniel] Sanders for \$20.05 an acre. The tract containing 135 acres had been sold to A. H. Sanders for \$8.35 an acre.

October 20, 1877, Chancery Court: H. R. Sullivan & wife vs Samuel Cox & wife et al. The Clerk & Master had reported the sale of 24 acres in Cannon Co. known as the Mill tract of the deceased's estate. The tract had been purchased by W. [William] M. Sanders for \$600. Sarah Sanders was one of his securities on his notes.

August 7, 1878, County Court: A. H. Sanders, administrator, made an estate settlement with the court.

February 3, 1879, April 4, 1880, May 4, 1881, County Court: A. H. Sanders had been appointed guardian of Florence Sanders, minor child of W. [William] M. Sanders (deceased), and had presented an inventory of his ward's estate.

March 4, 1879, County Court: A. [Andrew] F. Sanders, et al. vs Florence Sanders, a minor heir of W. [William] M. Sanders (deceased). The purchasers of land had paid their notes they had executed for purchase money. They paid a total of \$4128.55 on day of sale. After attorney fees and the amount due the administrator, the remainder had been distributed to the heirs taking into account previous advancements as follows: A. [Andrew F.] T. Sanders, \$572.25; Isaac N. Sanders, \$276.00; Mary E. [Elizabeth Sanders] Hamilton, \$211.00; Fannie E. [Sanders] Etherly, \$195.00; W. [William] T. Sanders, \$582.00; Daniel Sanders, \$145.00; J. [John] G. Sanders, 141.00; L. [Levi] L. Sanders \$161.00; and Florence Sanders, a minor, \$35.00.

Rutherford Co., TN Marriage records: Andrew F. Sanders married Martha J. Simmons on October 17, 1855. Isaac Sanders married Tennie L. Goodwin on November 22, 1871. Patrick Eatherly married Fannie E. Sanders on January 20, 1869. Daniel Sanders married Nannie Ford on January 12, 1879.

Tennessee State Marriages, 1780-2002: William M. Sanders married Sarah A. Martin on November 12, 1865 in Wilson Co. M. E. Sanders married R. H. Hamilton on July 11, 1862 in Davidson Co.

1850 Rutherford Co., TN Census, Sanders Dist.: William M. Sanders, 38; Margaret Sanders, 36 NC; Minerva J. Sanders, 17; Andrew T. Sanders, 15; Granville Sanders, 13; Samuel H. Sanders, 12; Isaac N. Sanders, 10; Margaret A. Sanders, 7; Mary E. Sanders, 6; Frances A. Sanders, 4; William T. Sanders, 2; Daniel Sanders, born Jan 1850.

1870 Rutherford Co., TN Census, Dist. 1 (Sanders): W. M. Saunders, 58; S[allie] A. Saunders, 37; Daniel Saunders, 20; John G. Saunders, 18; L. [Levi] L. Saunders (m), 16; Mary Saunders, 9.

Sanders Cemetery, Weakley Rd.: W. M. Sanders, 10 Mar 1812 - 26 July 1871, & wife, Margaret Sanders, age 54, died 30 Oct 1863. A. H. Sanders, 4 June 1822 - 30 June 1892, & wife, Christina H. Sanders, 11 July 1826 - 5 Oct 1898. Thomas Sanders, age 44 years, 10 months, 2 days, died 4 Sep 1845. L. [Levi] L. Sanders, 11 Mar 1823 - 24 July 1854.

1089. No entry for this number

1090. Sanford, George W. Died January 10, 1871, testate.

Note: George W. Sanford was married twice, first to Elizabeth B. Payne, daughter of Jacob and Susan Payne. His second wife, Elizabeth Y. [Burge] Sanford predeceased him. Jacob Payne (died ca 1847 - see Vol. I & II) names Sanford grandchildren in his will: Nicholas S. Sanford, Richard Sanford, Elisa [Sanford] King, and Sarah Jane Sanford.

Will dated May 12, 1870. Will probated February 6, 1871. The testator gave to daughter, Jane [Sanford] Randolph, wife of Peyton Randolph, the tract of land that he lived on containing 206 acres. The testator gave to daughter, Eliza [Sanford] King, a tract of the homestead tract containing 109 acres. He also gave her a tract of cedar land containing 28 acres. The testator gave to daughter, Martha Sanford, a tract of land containing 129 acres. He also gave her a tract of timberland containing 30 acres. The testator gave to daughter, Mollie Sanford, a tract of land containing 240 acres. The testator gave to daughters, Martha and Mollie, each a bedstead and furniture and \$300 over and above the shares of the other two children. The testator gave to grandchildren, Bettie Randolph, Isham Randolph and George Randolph, children of daughter, Jane [Sanford] Randolph, \$900 to be equally divided among them. The balance of the estate was to be partitioned equally among the four children.

February 6, 1871, County Court: The will was submitted for probate, was proven and recorded.

May 31, 1871, Circuit Court Enrolling Docket #5, pg. 509: John Jones, executor of G. [George] W. Sanford (deceased) vs W. A. Dejarnett, L. J. Pierce and I. W. Pierce. Plaintiff had sued for \$982.38 for an unpaid note dated May 5, 1870 payable in twelve months. The court had awarded the full amount plus \$71.81 in interest.

November 14, 1871, Circuit Court: John Jones, executor of G. [George] W. Sanford (deceased) vs J. C. Harris & J. G. Harris. The defendants had confessed judgment in favor of plaintiff for \$938.60 plus an additional \$39.10 interest on the debt.

November 14, 1871, Circuit Court: John Jones, executor of G. [George] W. Sanford (deceased) vs James E. Tompkins & G. [George] T. Tompkins, principal, and Robert T. Tompkins, executor of James M. Tompkins (deceased). Attorneys for the

defendants had confessed to a debt of \$1715 plus interest. The plaintiff was to recover the entire amount from the defendants. November 14, 1871, Circuit Court: John Jones, executor of G. [George] W. Sanford (deceased) vs J. C. Rucker, Susan Rucker and Susan C. Rucker. The defendants had confessed judgment of \$587.03 plus \$19.46 in favor of the plaintiffs. The court considered that the plaintiffs recover the entire amount plus court costs from the plaintiffs.

November 20, 1871, Circuit Court: John Jones, executor of G. [George] W. Sanford (deceased) vs William R. Rucker and Mrs. Doc Rucker. The plaintiff had moved the court to condemn the undivided interest of William Rucker in a certain tract of land as a result of a judgment against defendants for \$198.04 and costs on August 4, 1871.

December 2, 1871, Circuit Court: John Jones, executor of G. [George] W. Sanford (deceased) vs G. H. Wilkenson and George W. House. The defendants had confessed judgment in favor of the plaintiffs for \$520.12 in debt and \$33.00 in accrued interest. The court considered that the plaintiffs were to recover the entire amount plus costs from the defendants.

January 27, 1872, Chancery Court: John Jones, executor of the deceased vs Peyton Randolph, his wife, Jane [Sanford] Randolph and their minor children, Bettie Randolph, Isham Randolph and George Randolph; Martha Sanford & Mollie Sanford, all of Rutherford Co.; and Zebidiah C. Nolen and wife, Eliza (formerly Eliza [Sanford] King) of Haywood Co. The complainant had questions about the construction of the will. The testator had willed all his debts to be paid out of the first money that came into the executor's hand, then he had given his daughter, Jane [Sanford] Randolph, a tract of land containing over 200 acres valued at \$13,733. He gave his daughter, Eliza [Sanford] King, two tracts of land totaling 137 acres valued at \$15,900. He gave his daughter, Martha Sanford, two tracts of land totaling 159 acres valued at \$15,900 and finally he gave his daughter, Mollie Sanford 240 acres valued at \$13,733. These bequests were to be charged as advancements. He then gave Martha and Mollie additional legacies of furniture and \$300 over and above their share. The question posed by the administrator was whether the bequests of realty with valuations placed on them by the testator were to be considered as actual advancements to the respective heirs and whether the differences in value placed on the land by the testator on the four bequests was to be made up out of funds that had or would come into his hands. The last question was whether the additional bequests to Martha and Mollie and to the grandchildren could be postponed until all the estate debts were paid.

March 14, 1872, Circuit Court: John Jones, executor of G. [George] W. Sanford (deceased) vs J. P. Henderson and T. [Thomas] A. Elliott. The defendants confessed to a judgment of \$805 of debt and the plaintiff was to recover the entire amount plus interest.

June 5, 1872, Chancery Court: John Jones, executor of G. [George] W. Sanford (deceased) vs Peyton Randolph & wife et al. Peyton Randolph and wife, Jane [Sanford]; Martha Sanford, citizens of Rutherford Co. and Zebedee [Zebediah C.] Nolen and wife, Eliza [Sanford -King], citizens of Haywood County, TN had been served but failed to appear. The court had decreed the complainants bill be taken as confessed and had scheduled an exparte hearing. This had later beenset aside and the defendants had been given until the August session to appear.

July 22, 1872, Circuit Court: John Jones, executor of George Sanford (deceased) vs W. A. Dejarnett, L. J., Pierce and I. W. Pierce. The defendants had confessed to a debt of \$982.78 plus interest of \$71.21. The court considered that the plaintiff was to recover the total amount of the judgment plus court costs.

July 30, 1872, Circuit Court: Peyton Randolph vs John Jones, executor of George Sanford (deceased). A jury had awarded the plaintiff the sum of \$1500. The court considered that the plaintiff recover the entire sum plus court costs and executed a levy against the goods, chattels, rights and credits of George Sanford (deceased) in the hands of the administrator.

October 31, 1872, Chancery Court: John Jones, executor of George Sanford (deceased) vs Peyton Randolph & wife et al. George Sanford had died May 12, 1870, testate **[Note]** This is not true based on the burial at Evergreen Cemetery and the 1870 census taken August 4, 1870]. The testator gave his daughter, Jane [Sanford] Randolph, wife of Peyton Randolph, approximately 206 acres valued at \$13,733. He gave his daughter, Eliza [Sanford] King, two tracts of land totaling 137 acres valued at \$15,900. He gave his daughter, Martha Sanford, two tracts of land totaling 135 acres valued at \$15,900. He gave his daughter, Mollie Sanford, a tract of land containing 240 acres valued at \$13,733. He gave his daughters, Martha and Mollie, some specific articles and \$300 in money over and above the shares of others. He also gave his three grand children, Bettie Randolph, Isham Randolph and George Randolph, the sum of \$900 to be equally divided among them. A controversy had arisen over the equalization of advancements and the court ruled that debts were to be paid first, the money legacies next, and then the executor will ensure equality among advancements. The court ruled that bequests of real estate were to be considered as actual advancements and were to be equal except for the \$300 legacies to his daughters. The court also ruled that debts were to be paid first, next, the money legacies and then equality among advancements was to be made by the executor.

November 11, 1873, Circuit Court: John Jones, executor of George Sanford (deceased) vs Ryal Sanford (colored). A jury had found for the plaintiff in the amount of \$820.86. The plaintiff was to recover from the defendant the full amount plus costs.

May 6, 1874, County Court: Peyton Randolph was appointed guardian for Bettie Randolph, Isham Randolph and George Randolph, his own children, and heirs at law of George W. Sanford (deceased) and gave bond for \$2000.

March 3, 1875, County Court: John Jones, executor of the estate of George Sanford (deceased), made an estate settlement with the court and presented the court an inventory of the personal property belonging to the estate that consisted entirely of notes and judgments due. There was a balance due the estate from the executor of \$1569.86.

May 1, 1875, County Court: A sale list of personal property auctioned was presented.

November 5, 1877, County Court: Peyton Randolph, guardian for Bettie Randolph, Isham Randolph and George Randolph, his own children and minor heirs at law of George W. Sanford (deceased), had been requested to appear in court to show cause why he should not be removed as guardian. He had failed to appear and had been removed as guardian.

March 20, 1878, Chancery Court: Z. C. Noland [Zebediah C. Nolen] and wife, Eliza [Sanford - King] of Haywood Co. and J. W. Putnam and wife, Mollie [Sanford]; Martha Sanford; J. W. Putman, administrator of Jane [Sanford] Randolph (deceased), all of Rutherford Co. vs John Jones, executor of George W. Sanford (deceased). Testator left Eliza [Sanford - King] Noland, Mollie [Sanford] Putnam, Martha Sanford and Jane Randolph (deceased) as his only children. On December 11, 1874, the executor had reported in County Court that \$7836.78 had come into his hands and he had realized \$319.85 from sale of personality. On March 3, 1875, the defendant had made a partial settlement of the estate but had not made a final settlement. The complainants believed the defendant had several thousand dollars that he had not accounted for and prayed for an accounting of the estate.

September 5, 1878, January 10, 1880, October 7, 1881, County Court: W. Y. Elliott was guardian for Elizabeth [Bettie] Randolph, Isham G. Randolph and George S. Randolph, minor children of Peyton Randolph and heirs of George W. Sanford (deceased).

October 9, 1878, County Court: John Jones, executor of the estate, made a settlement with the court. The following amounts that had been paid out according to the will were to wit: Bettie Randolph, George Randolph and Isham Randolph, children of Jane Randolph (deceased), \$900; Martha Sanford, \$300 and Mollie Putman, \$300. The executor owed the estate \$1339.61.

Rutherford Co., TN Marriage records: George W. Sanford married Elizabeth B. Payne on July 19, 1824. George W. Sanford married Elizabeth Y. Burge on October 13, 1842. Rufus King married Eliza Sanford on October 9, 1845. Peyton Randolph married Sarah Jane Sanford on March 19, 1856.

Tennessee State marriages 1780-2002: Z. [Zebediah] C. Nolen married Eliza King on February 9, 1871 in Haywood Co.

1850 Rutherford Co., TN Census, Flemings Dist.: George Sanford, 53 VA; Elizabeth Sanford, 36 VA; Richard Sandford, 21; Jane Sanford, 14; Benjamin Sandford, 6; Martha R. Sanford, 3.

1850 Haywood Co., TN Census: Rufus King, 29; Eliza King, 23; Elizabeth King, 4; John King, 1; Sarah King, 2; Nicholas Sanford, 25.

1860 Rutherford Co., TN Census, Bushnells Creek Dist.: George Sandford, 64 VA; Lizzie Sandford, 47 VA; Ben Sandford, 18; Martha Sandford, 14; Mary Sandford, 7

August 4, 1870 Rutherford Co., TN Census, Dist. 9 (Sulphur Spring): George Sanford, Sr., 74 VA; Martha Sanford, 22; Mollie Sanford, 17.

Evergreen Cemetery, Murfreesboro: Richard Sanford, 12 June 1829 - 28 May 1865. George W. Sanford, 8 June 1796 - 10 Jan 1871. Elizabeth Burge Sanford, 13 Sep 1813 - 28 May 1863. Benjamin F. Sanford, 3 Sep 1843 - 11 Nov 1862. Richard Sanford, 12 June 1829 - 28 May 1865. Jane Sanford Randolph, 8 Nov 1833 - 3 Sep 1876, wife of Peyton Randolph.

1091. No entry for this number

1092. Sanford, Sarah J. [McCullough] Date of death unknown (between 1870 and January 1875).

January 4, 1875, County Court: George S. Cook was guardian for Theophilus Sanford, Valentine Sanford, [Isabella] Catharine Sanford and Nancy Sanford, minor children of M. C. [Candor] Sanford and heirs at law of Sarah [McCullough] Sanford (deceased).

Rutherford Co., TN Marriage records: Candor Sandford married Sarah J. McCullough on September 11, 1851. James McCullough married Nancy C. [Yandell] Zachary on December 26, 1843. **[Note:** Nancy was the widow of Hartwell S. Zachary]

1850 Rutherford Co., TN Census, Browns Mill Dist.: James McCulloch, 42 VA; Nancy McCulloch, 30; Sarah McCulloch, 16; Mary McCulloch, 3; John McCulloch, 2; Martha Zachrey, 12.

1870 U. S. Census, Williamson Co., TN, Dist 17: Candor Sanford, 40; Sarah Sanford, 35; Susan Sanford, 18; Theofluis Sanford, 13; Valentine Sanford, 11; Isabella Sanford, 9; Nancy Sanford, 1.

1093. Sawyers, Virginia [Martin - Clark] Died August 8, 1849, unknown.

Note: Wife of Samuel Clark and Sampson Sawyers. Daughter of Joseph and Susanna Martin

Rutherford Co. TN US Census Mortality Schedules: Virginia Sawyers, 76, widowed, born in VA, died August 1849 of "complicated."

Tennessee Marriages 1780-2002: Sampson Sawyers married Virginia Clark on December 13, 1809 in Williamson Co.

Sumner Knob Cemetery, in Williamson Co. near Rutherford Co. line: In memory of mother: Virginia Sawyers, 29 Jan 1776 - 8 Aug 1849, married 7 Feb 1799 to Samuel Clark, then to Sampson Sawyers. Samuel Clark, b. Patrick Co., VA, 6 Sep 1772 - 16 Sep 1806, emigrated to the western country in 1805, died leaving a wife and four small children.

1094. Scales, Benjamin F. [Francis] Died in 1872, intestate.

Note: He was an heir of Francis Butts (died 1851 testate - see Vol. II)

March 5, 1873, County Court: The court noted that Benjamin F. Scales, a non-resident of Tennessee, had died more than a year ago. He had been the owner of a debt or legacy due him in Rutherford Co. but it could not be collected without an administrator. The court directed the Public Administrator to take charge of the estate and administer it according to law.

1095. Scott, Elizabeth [Cates] Died before May 5, 1875, intestate.

Note: Daughter of Nancy Cates (died ca 1857 - see Vol. II & III)

May 6, 1875, County Court: The court noted the death of Elizabeth [Cates] Scott and appointed John Gum as administrator.

July 7, 1875, County Court: The administrator presented to the court an inventory of the personal property of the deceased. Included in the receipts was \$165.40 that had been received from a former court clerk for the sale of slaves that had belonged to the estate of Nancy Cates (deceased) and had been sold for distribution about 1850 or 1851.

August 2, 1880, County Court: John Gum, administrator of Elizabeth [Cates] Scott (deceased), made a final settlement.

Tennessee State Marriages 1780-2002: Neley P. Scott married Elizabeth Cates on August 3, 1847 in Wilson Co.

1096. Scruggs, Oscar and William (colored) - Apprentices.

June 7, 1875, County Court: William Scruggs (colored) prayed the court to apprentice to him two colored boys, Oscar and William Scruggs by name, 12 and 8 years of age respectively. The request was granted and he gave a \$300 bond.

1870 Rutherford Co., TN Census, Dist. 2 (Barnett): [all Black] Rinda Scruggs, 30; Dick Scruggs, 10; Oscar Scruggs, 6; William Scruggs, 4.

1097. Seay, Mrs. Mary Died December 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: Mary Seay, 24, married, born in NC, died December 1849 of heart disease.

1098. Sellers, Wesley M., Rev. Died before October 4, 1870, intestate.

Note: Wesley M. Sellers' first wife, Mary E. McAdoo, was the daughter of Brantley H. McAdoo (died April 1863 - see Vol. III). She died ca 1855-1856 leaving two minor children: Emma A. Sellers and Thomas W. Sellers, who were heirs of Brantley H. McAdoo. Wesley M. Sellers married a second time to Lou J. ?.

October 4, 1870, County Court: The court noted the death of the intestate and appointed A. [Alfred] P. McAdoo as administrator of the estate. S. [Samuel] L. McAdoo provided part of the security and was appointed guardian for T.[Thomas] W. Sellers, minor child of W. [Wesley] M. Sellers. Commissioners were appointed to set apart provisions for one year for Mrs. L. [Lou] J. Sellers, widow of the deceased.

October 2, 1871, County Court: A. [Alfred] P. McAdoo, administrator, submitted a list of property of W. [Wesley] M. Sellers (deceased) that had been sold at auction.

December 23, 1871, County Court: A. [Alfred] P. McAdoo, administrator of W. [Wesley] M. Sellers (deceased) who in his lifetime had been guardian for Emma A. Sellars and Thomas W. Sellers, his own children and heirs at law of B. [Brantley] H. McAdoo (deceased), made a settlement with the court.

February 12, 1872, March 22, 1873, July 7, 1873, March 4, 1874, March 3, 1875, March 30, 1875, County Court: S. [Samuel] L. McAdoo, guardian for Thomas W. Sellers, a minor heir of W. M. Sellers (deceased), made a settlement with the court.

November 28, 1874, Circuit Court: Samuel McAdoo, guardian for Thomas Sellers vs L. [Lewis] M. Maney & D. [David] D. Maney, executors of James Maney (deceased) and E. [Edward] L. Jordan, security. The plaintiff had recovered, on July 14, 1874, a judgment for \$1340 plus costs of \$15.05 against the defendants. Execution had been awarded to be levied against the goods, chattels, land & tenements of L. [Lewis] M. Maney; of the goods & chattels, rights and credits of James Maney (deceased) in the hands of L. [Lewis] M. Maney & D. [David] D. Maney to be administered & of the goods, chattels, lands and tenements of E. [Edward] L. Jordan as security. On October 30, 1874, the deputy sheriff had returned stating that there were no goods and chattels of any of the defendants to be found. The court had found that James M. Keeble, Sallie Keeble, E. [Edwin] A. Keeble, Thomas M. Keeble, Joseph P. Childress and wife, Mary [Keeble], L. [Lewis] M. Maney and D. [David] D. Maney were heirs at law and devisees of James M. Maney (deceased) to whom the real estate had descended. The court ordered a scire facias be issued against the heirs and devisees of James Maney (deceased) commanding them to appear in court next term and show cause why the lands that had descended to them should not be sold for the satisfaction of the plaintiffs debt.

September 10, 1878, Chancery Court: A. [Alfred] P. McAdoo, administrator of W. [Wesley] M. Sellers (deceased), E. Dillon, Josiah S. Williams, John N. Williams, H. N. Williams, James A. Williams, Emma A. [Sellers] Williams and Thomas W. Sellers vs Lou J. Sellers, widow of deceased; Robert A. Sellers; and Maggie S. Sellers. On July 6, 1878, the complainants and the defendants had been owners by title in fee simple of a 320 acre tract of land. The land was owned in the following proportions to wit: Josiah S. Williams, H. N. Williams, John N. Williams and James A. Williams jointly owned an undivided one-half; E. Dillon owned an undivided one-fourth and Thomas N. Sellers, Robert A. Sellers and Maggie S. Sellers with Emma A. [Sellers] Williams, wife of Josiah S. Williams together owned the remaining one-fourth as the children of W. [Wesley] M. Sellers (deceased) subject to their mother's right of dower. Wesley M. Sellers (deceased) had owned one-fourth share when he died leaving Lou J. Sellers as his widow and Thomas W. Sellers, Robert A. Sellers, Maggie S. Sellers and Emma A. [Sellers] Williams, wife of Josiah S. Williams, as his only children. Robert A. Sellers and Maggie S. Sellers were minors who resided with their mother in Mississippi. On June 20, 1871, the administrator of the estate had notified the court that the estate was insolvent. The personal estate had only amounted to \$742.26 while bonafide debts had amounted to about \$1800. The administrator had wanted to sell some of the real estate to pay remaining debts. Complainants presented evidence that on July 6, 1878, they had made a contract whereby Josiah S. Williams had become the sole owner of the 320 acre tract. E. Dillon had received \$1200 and the heirs of W. [Wesley] M. Sellers (deceased) had received a like amount. The purpose of this bill was to have the court ratify the sale.

October term, 1878, Chancery Court: S. [Samuel] L. McAdoo in a deposition had testified that Emma [Sellers] Williams, wife of Joshua Williams, was the oldest child of the deceased followed by Robert A. Sellers **[Note:** This is not correct. It should be Thomas W. Sellers] and that they were children of his niece, the first wife of the deceased. The minor children were children of the widow. S. [Samuel] C. Donnel had testified that Mrs. W. M. [Mary E. McAdoo] Sellers (deceased) had been his first cousin.

December 27, 1878, Chancery Court: An order of reference determined that the estate still owed \$1572.59 for debts plus attorney fees and administrative costs and that it would be necessary to sell land to raise the money.

November 19, 1879, Circuit Court: A. [Alfred] P. McAdoo, administrator of W. M. Sellers (deceased) vs E. B. Summers and H. W. Williams. A jury had found for the plaintiff in the amount of \$582.84 and the plaintiff was directed to recover said amount.

Rutherford Co., TN Marriage records: Wesley M. Sellars married Mary E. McAdoo on October 4, 1849. J. S. Williams married Emma A. Sellers on December 13, 1867.

1850 Rutherford Co., TN Census, Valley Dist.: W. M. Cellars, 30 Cumberland Presbyterian minister; Mary E. Cellars, 19.

1860 Rutherford Co., TN Census, Valley Dist.: W. Sellers, 42; L. J. Sellers (f), 29; E. A. Sellers (f), 8; T. W. Sellers (m), 4.

1870 Rutherford Co., TN Census, Dist. 15 (Valley): W. M. Sellers (m), 51; L. J. Sellers (f), 39; Thomas Sellers, 16; R. A. Sellers (m), 9; Maggie Sellers, 4.

1099 Settle, Leroy B. Date of death unknown [probably died in Wilson Co., TN], intestate.

October 21, 1875, Chancery Court: Margery W. Settle, executrix of Leroy B. Settle (deceased) vs William Wendel, executor of D. [David] D. Wendel, and George Batey. In December 1867. D. [David] D. Wendel, as assignee in trust of John Hill, had sold the land in the pleadings and it had been purchased by George Batey, a creditor of John Hill. Margery W. Settle, as executrix of Leroy B. Settle (deceased), had applied to redeem the land and D. [David] D. Wendel had required her to pay in addition to Batey's bid, his debt of \$1683.89. She had protested but D. [David] D. Wendel promised her verbally that if she redeemed the land including the debt and it turned out that she had been improperly charged, it would be corrected. She had redeemed the land and had filed suit and the court had decreed that she had been improperly charged and ordered that she be repaid the sum of \$1746. The defendants had appealed to the next term of the Supreme Court.

1860 U. S. Census, Wilson Co., TN, Dist. 10: Leroy B. Settle, 58 VA retired merchant; Margery Settle, 43; Arch Settle, 21; Leroy Settle, 18; Willis Settle, 14; Jennie Settle, 11; Hallem Settle (f), 9.

1870 U. S. Census, Henderson, Henderson Co., KY: John Rousseau, 27 KY Lawyer; Jennie Rousseau, 21 TN; Margery Settle, 55 TN; Willis Settle, 24 TN; Edward Settle, 13 TN (Mulatto).

U. S. Civil War Soldiers, 1861-1865: Leroy B. Settle 7th Regiment, Tennessee Infantry Confederate

1100. Seward, John A. Died before November 6, 1854, testate. [Cont'd from Vol. II].

Note: The widow, Martha J. or D. [Underwood] Seward, died ca 1856 - see Vol. II & III. She was first married to Levi S. Underwood. John A. Seward was a War of 1812 soldier. Based on the earlier information John A. Seward and his 1st wife had the following children: William C. Seward; Benjamin Seward; Mary L. Seward, wife of Edward D. Matthews; Warren B. Seward; deceased daughter, Susan Seward, wife of Joseph B. Rucker; John C. Seward; and deceased daughter, Sally [Seward] Neal. Grandchildren of the deceased daughters, included: Nancy Neal, James Neal, Isaac Neal and John G. Neal; Mary R. Rucker, Nancy C. Rucker and John E. Rucker.

December 1, 1854, Circuit Court Enrollment Book, pg. 205: William C. Seward and Benjamin Seward, executors of John Seward (deceased); Martha D. [Underwood] Seward (widow); Edward D. Mathews and wife, Mary [Seward]; John C. Seward and Warren B. Seward; Nancy J. Andrews; Isaac Nance; John G. Nance, children of Sarah Nance, daughter of the deceased **Note:** These last may be Neal. There was no mention of the name Nance earlier.; Benjamin F. Northcott and wife, Mary R. [Rucker] Northcott; Nancy C. Rucker and John Rucker, the three were children of Susan [Seward] Rucker (deceased), daughter of the testator, petition. Martha D. [Underwood] Seward had departed from the will and requested a dower that had not yet been assigned. The testator had directed in his will that his entire estate, real and personal, was to be sold at public auction and the proceeds were to be divided equally. The testator had owned 220 acres when he died. The petitioners had stated that if the widow's dower were taken from the tract, the remainder would not bring a good price. The widow was 70 years old and had preferred to have the interest on the value of her dower to live on. The petitioners prayed for a decree to sell the entire tract as a whole or in lots and divide the proceeds accordingly. The court had agreed and the land had been sold at auction for \$5000 to William C. Seward.

Rutherford Co., TN Marriage records: Benjamin F. Northcott married Mary R. Rucker on September 1, 1853. Edward D. Mathews married Mary L. Seward on March 13, 1839. Alphonso Andrews married Sallie B. Seward on January 20, 1853. Warren B. Seward married Martha Sarah Warren on October 19, 1848.

Tennessee State marriages 1780-2002: Benjamin Seward married Sarah M. P. Scales on October 20, 1836 in Williamson Co. John C. Seward married Sarah P. Chadwell on December 19, 1843 in Williamson Co.

1850 Rutherford Co., TN Census, Wilkinsons Crossroads Dist.: John Seward, 64 VA; Martha Seward, 44; John E. Rucker, 7; Nancy Rucker, 5; Benjamin Seward, 5.

1101 Shoffner, Albert vs Kitty [Fletcher] Shoffner - Divorce

October 7, 1878, Chancery Court Enrolled Cases, pg. 459: Albert Shoffner married Kitty Fletcher on October 3, 1875. The defendant had left him and began living with Hosea Jenkins. Plaintiff prayed for a decree of divorce.

1102 Sharber, John E. Died on or about June 3, 1860, intestate. [Cont'd from Vol. III].

Note: The mortality schedules state: J. E. Sharber (m), 66, widowed, died June 1860 of dropsy. M. Sharber (f), 64, married, died October 1859 of Typhoid fever.

There seems to be confusion and/or overlap of the heirs of John E. Sharber and the heirs of Jehu or John Sharber who died July 1845 (see Vol. I & II)

August 1860, County Court: James H. Castleman and James O. Sharber, administrators of the intestate; Elizabeth [Sharber] Manire; John/Jehu Sharber; Joseph W. Sharber; James O. Sharber in his own right; James H. Castleman and his wife, Mary Jane [Sharber - Castleman], in their own right; David Sharber; William N. Parsley and wife, Malinda [Sharber]; Randolph Sharber; John H. Sharber; J. [Jarman] B. Edwards & wife, Chloe J. [Manning], and Joseph Manning vs William B. Sharber, a minor under guardianship of John N. Clark. John E. Sharber had died on or about June 3, 1860, intestate. He had left the following children to wit: James O. Sharber, Elizabeth [Sharber] Manire, John/Jehu Sharber, [Dr.] Joseph W. Sharber, Mary [Sharber - Castleman] Castleman, widow of Arthur L. Castleman, and wife of James H. Castleman, David Sharber [mentally handicapped], Malinda [Sharber] Parsley, wife of William N. Parsley, R. [Randolph] N. Sharber, John H. Sharber and William B. Sharber. Nancy [Sharber] Manning (deceased), daughter of the intestate, had left the following children to wit: Joseph Manning, Clora [Chloe] J. [Manning] Edwards, wife of J. [Jarman] B. Edwards. The court stated the land and slaves could not be partitioned and ordered them sold.

September 10, 1860, County Court: James H. Castleman & James O. Sharber, administrators of John E. Sharber (deceased) vs William B. Sharber and John N. Clark, guardian. Intestate had owned the following slaves to wit: William, 38; Columbus, 18; Burrel, 16; James K. Polk, 15; Susan, 13; Rebecca, 11 and Anna, 9. There were eleven devisees so the slaves could not be divided. The intestate also had owned 399 acres of land in several tracts that could not be equitably partitioned. The court had ordered the clerk as commissioner to sell the slaves and the land for partition.

January term, 1862, County Court: James H. Castleman, James O. Sharber, administrators of John E. Sharber (deceased); Elizabeth [Sharber] Manire; John/Jehu Sharber; J. [Joseph] W. Sharber; James O. Sharber in his own right; James H. Castleman in right of his wife, Mary Jane [Sharber - Castleman] Castleman; David Sharber; William N. Parsley and wife, Malinda [Sharber] Parsley; Randolph Sharber; John H. Sharber; J. [Jarman] B. Edwards and wife, Clora [Chloe] J. [Manning] Edwards and Joseph Manning vs William B. Sharber, a minor under guardianship of John N. Clark. The entire bill was used to settle the titles to the slaves sold at auction.

Rutherford Co., TN Marriage records: James H. Castleman married Mary Castlemen on February 22, 1852. Jarman B. Edwards married Chloe Jane Manning on December 31, 1857. William N. Parsley married Malinda Sharber on August 22, 1844. Edmund H. Manire married Elizabeth Sharber on March 30, 1847.

Tennessee State marriages 1780-2002: Mark Manning married Nancy Sharber on September 6, 1832 in Williamson Co. Arthur L. Castleman married Mary Jane Sharber on March 16, 1842 in Williamson Co. Dr. Joseph W. Sharber married Mary J. B. Porter on October 28, 1846 in Maury Co. **Note:** She later married James L. Hayes, and then Charles Jones Sewell]. Randolph N. Sharber married Margaret H. Crutcher on November 10, 1857 in Williamson Co.

1850 Rutherford Co., TN Census, Versailles Dist.: John E. Sharber, 57 NC; Mary Sharber, 53 NC; J. K. Sharber, 29; Randolph Sharber, 19; David Sharber, 25; William Sharber, 17; Whitnell Manning, 9; George J. Manning, 14; Parthenia Manning, 12.

1103. Sharp, John M. Died before February 6, 1868 in Mississippi, intestate. [Cont'd from Vol. III].

March 30, 1876, Circuit Court Enrolling Docket #8, pg.21: State of Tennessee for the use of G. A. Stovall, guardian of C. H. Williams and John S. Williams vs W. [William] A. Ransom. The plaintiff had sued for \$2500 damages for the failure of W. [William] A. Ransom to properly administer the estate of John Sharp (deceased) and to turn over to G. A. Stovall his ward's share of the estate. A jury awarded the plaintiff \$1742.42.

1104. Sharp, Robert Died in June 1849, testate. [Cont'd from Vols. I & II].

Rutherford Co. TN US Census Mortality Schedules: Robert Sharp, 76, married, born in PA, died in June 1849 suddenly of Apoplexy.

1105. Shelton, John [Benjamin, Sr.] Died January 6, 1872, testate.

Will dated October 12, 1871. Will probated February 3, 1872. First: The executor was to pay all debts. Second: The testator willed to his wife, Elizabeth [Bennett] Shelton, all right and title that he had in the lands given to them by Thomas Bennett (deceased) along with a piece of land containing about 32 acres that he bought from his son, Thomas Shelton. The gift was for and during her lifetime. Third: The testator willed to his wife during her lifetime all the household and kitchen furniture along with the farming utensils. The testator requested that as his children became of age or married that his wife was to give them each a bed and fixtures such as he had given to the previous children. Fourth: The testator willed to his wife three head of horses or mules, three head of cattle with calves, and all the hogs and pork and corn fodder that was raised on the farm. Fifth: The testator gave the executor power to take charge of any remaining property both real and personal, collect debts and rent the real estate to make the estate pay expenses for the next three years. Sixth: The testator gave the executor power to borrow money using the land as collateral to preclude the forced sale of land to pay debts. Seventh: The testator wished the executor to give to each of his children to wit: Philip A. Shelton; Sarah I. Shelton, Margret A. Shelton, Winiford Shelton; Edwin P. Shelton; and Martha E. Shelton, a horse and a cow and calf such as he had previously given to the married children. Eighth: After the debts were paid and the different bequests had been made, the testator wanted his lands divided into suitable tracts for sale. The proceeds of the sale were to be divided equally among his children. Ninth: When his wife died, the testator wanted the land he had loaned her to be sold and the proceeds divided among the children equally. Tenth: The testator wanted his executor to have the mansion house repaired for the use of his wife to the extent of recovering a ?peazer? on the south side and weatherboarding the house. Eleventh: The testator nominated his son, John B. Shelton, as his executor.

February 3, 1872, County Court: The will of the testator was presented for probate, was proven and recorded.

April 26, 1872, County Court: John B. Shelton and John W. Hall, executors of John Shelton (deceased), submitted an inventory of the personal property on hand at the death of the testator and a list of items sold at auction.

July 8, 1873, County Court: An additional inventory of the estate of John Shelton (deceased) was presented in court and recorded.

May 14, 1880, Chancery Court: J. W. Haley & wife vs Evans Bennett et al. The Clerk & Master had \$190.70 that belonged to Mollie T. McCanless, wife of James McCanless. She was under age but her husband was of age. The court made her husband trustee for his wife and turned the funds over to him.

May 16, 1881, County Court: The executors of John Shelton (deceased) made a partial settlement with the court.

April 30, 1883, Chancery Court: J. W. Haley and wife & others vs Evans Bennett and others. L.[Lewellen] W. Shelton had paid \$1211 plus interest for the 86 acre tract he had purchased on December 5, 1874 and was entitled to a decree of title.

May 3, 1883, Chancery Court: J. W. Haley and wife & others vs Evans Bennett and others. L. [Lewellen] W. Shelton, the purchaser, had died since the payment of the purchase money. He had left the following children and heirs at law to wit: Benjamin J. Shelton; William J. Shelton; John W. Shelton; Augustus J. Shelton; Lewellen Shelton; Mary E. Shelton and Sallie M. Shelton and his widow, Ann C. [Bennett] Shelton. Title was divested from the complainants and vested in the heirs listed above subject to the rights of the widow to dower and homestead.

Rutherford Co., TN Marriage records: John Shelton married Sarah Bennett on March 25, 1834. John Shelton married Elizabeth Bennett on April 28, 1847. Lewellen W. Shelton married Ann C. Bennett on January 17, 1856.

1850 Rutherford Co., TN Census: John Shelton, 29 VA; Elizabeth Shelton, 22; Thomas Shelton, 13; Mary J. Shelton, 11; William D. Shelton, 10; John B. Shelton, 7; Sandlen C. Shelton, 3; James M. Shelton, one month.

1860 Rutherford Co., TN Census: John Shelton, 49 VA; E. Shelton (f), 33; J. [John] B. Shelton, 17; J. [James] M. Shelton, 10; C. [Charles] F. Shelton, 8; P. [Phillip] A. Shelton, 6; S. [Sarah] I. Shelton, 3; M. [Margaret] A. Shelton, 1.

1870 Rutherford Co., TN Census, 4th Dist. (Mechanicsville): John Shelton, 59 VA; Elizabeth Shelton, 44; Joseph [James??] Shelton, 21; Charles Shelton, 18; Phillip Shelton, 16; [Sarah] Idellia Shelton, 14; Margrett Shelton, 12; Winiford Shelton, 8; Edmond Shelton, 4; Martha Shelton, 2.

1880 Rutherford Co., TN Census, 4th Dist. (Mechanicsville): Elizabeth Shelton, 52; Sarah Shelton, 23 dau; Margaret Shelton, 21 dau; Winnie Shelton, 17 dau; Edwin Shelton, 14 son; Mattie Shelton, 12 dau.

Bennett Cemetery, Rocky Fork Rd. & Nolensville Rd. area: [Information about burials in this cemetery came from Misses Louise and Marguarite Coleman, daughters of G. A. & Margaret Shelton Coleman, and descendants of the Bennetts and Sheltons.] John Shelton & wife, Elizabeth Bennett [sister of Joseph Montgomery Bennett]

1106. Shelton, Merrit Died between March 30, 1872 and June 3, 1872, testate.

Will dated March 30, 1872. Will probated June 3, 1872. The testator willed his estate, real and personal, as follows: to Samuel Shelton, William Shelton, Wilson Shelton, Sifus Shelton and John Shelton he willed each \$1; to Sarah S. Shelton, he willed \$50; the remainder of his estate, he willed to his wife, Juda F. Shelton.

June 3, 1872, County Court: The will of Merit Shelton (deceased) was presented for probate and was proven and recorded.

Rutherford Co., TN Marriage records: Merritt Shelton married Judith Childress on April 20, 1863.

1850 Rutherford Co., TN Census, Yourees Dist.: Merit Shelton, 52 VA; Sally Shelton, 60 VA; Delphy J. Shelton, 30; Wilmoth Shelton, 20 VA; David Shelton, 14 VA; William Shelton, 11; John Shelton, 3; Sarah Shelton, 0.

1860 Rutherford Co., TN Census, McCracken Dist.: Merit Shelton, 64 VA; D. [Delphy] J. Shelton (f), 36; John Shelton, 14; Sarah Shelton, 11; M. Robinson (m), 20.

1870 Rutherford Co., TN Census, Dist. 21 (Flemings): Merrit Shelton, 74 VA; Juda Shelton, 54 VA; Sarah Sarberry, 27 VA; Elizabeth Crow, 24 VA; Catherine Crow, 4; John Crow, 1; Julia Chum, 6.

1107. Shelton, Tabitha [Eaton] Died December 13, 1861 probably in Bedford Co., TN, unknown.

Note: She was the daughter of John C. & Elizabeth Eaton (see Vol. III and above), and the wife of George A. Shelton.

September 7, 1872, November 5, 1877, July 1, 1880, County Court: George A. Shelton was appointed guardian for John T. Shelton, Jesse Shelton, Sarah E. Shelton and Narcissa A. Shelton, minor children of Tabitha [Eaton] Shelton (deceased) and heirs at law of John C. Eaton (deceased).

Rutherford Co., TN Marriage records: George A. Shelton married Tabitha Eaton on February 19, 1846.

1860 U. S. Census, Bedford Co., TN: George Shelton, 28; Tabitha Shelton, 24; John Shelton, 7; Jessie Shelton, 4; Sarah Shelton, 11 months, Sarah McEwing, 26.

Bivins Cemetery, near Beech Grove, TN: Tabitha, wife of G. A. Shelton, 15 Aug 1836 - 13 Dec 1861.

1108. Shelton, Thomas W. Died on April 13, 1872, intestate.

November 4, 1872, County Court: John C. May presented an inventory of the personal estate of the deceased.

January 6, 1873, County Court: John C. May submitted a list and account of personal property auctioned on November 27, 1872.

January 1873, County Court: I. J. Shelton, J. T. Shelton; George Freese; John C. May and wife, America [Shelton] May; William Jordan and wife, Mollie [Thompson] Jordan; S. [Sarah] A. [Shelton] Coleman, a feme sole; all of Rutherford Co.; John Mitchell; Coleman Sanders and wife, S. W. [Mitchell] Sanders; all of Davidson Co.; James Fletcher and wife, Martha [Shelton] Fletcher of Carroll Co.; A. B. Conley and wife, Mattie J. [Mitchell] Conley of Montgomery, LA. The petitioners were the children and grandchildren of Thomas W. Shelton (deceased) who had died April 13, 1872, intestate. At his death, he had owned a 100-acre tract of land. They asked the court to determine if the land could be partitioned.

August 5, 1873, County Court: I. J. Shelton & others, ex parte. The estate had to be divided into seven shares for the children and grandchildren of the intestate. The three Mitchell heirs were each entitled to one-third of one share. William Jordan and wife Mollie in right of her mother, formerly Mollie Thompson and George Freeze were each entitled to one-half of one share. The deceased had owned 100 acres when he had died. The real estate was not suitable for partition among the heirs and the court had ordered the land sold. All the heirs were of age.

September 3, 1873, County Court: Commissioners had auctioned the land on August 28, 1873 and it had been conditionally sold for \$15.50 an acre, well below the estimated price. After the date of the sale, two additional bids had been received, the highest for \$17 an acre. The court had failed to approve the sale and had ordered the land to be advertised again for auction.

October 7, 1873, County Court: The 100 acre tract had been sold at auction for \$18.50 an acre.

November 1875, County Court: J. G. Shelton had sold his one-seventh interest in the deceased's estate to J. W. Walker for \$245.

April 13, 1877, County Court: W. N. Carter and wife, Mary E. Carter, had sold their rights and interests in the deceased's estate to H. H. Carter, attorney for T. W. Carter and Mary Carter, for \$115.

November 7, 1877, County Court: John C. May, administrator of the estate, made an estate settlement with the court.

Rutherford Co., TN Marriage records: Thomas Shelton married Elizabeth Nance on May 2, 1820. James Thompson married Beattus [Beatrice] Shelton on July 22, 1841. Jacob Freas married Beatius [Beatrice] Thompson [widow of James Thompson (deceased)] on Dec. 17, 1849. John H. Coleman married Sarah A. Shelton on February 7, 1859. John C. May married Amanda [?America] Shelton on November 30, 1866. James B. Fletcher married Martha T. Shelton on April 14, 1869. J. C. Sanders married Sarah W. Mitchell on October 15, 1861. William N. Jordan married Mary E. "Mollie" Thompson on June 15, 1864.

Tennessee State Marriages, 1780-2002: George W. Mitchell married Mary J. Shelton on February 16, 1837 in Davidson Co. A. B. Conley married Mattie J. Mitchell on December 23, 1868 in Gibson County.

1850 Rutherford Co., TN Census, Burnetts Dist.: Thomas W. Shelton, 58 VA; Elizabeth Shelton, 48; J. Godfrey Shelton, 16; James F. Shelton, 14; Sarah A. Shelton, 11; America Shelton, 9; Martha F. Shelton, 6; Mary J. Mitchell, 29; James T. Mitchell, 12; Sarah W. Mitchell, 11; John H. Mitchell, 7; Martha J. Mitchell, 2.

1860 Rutherford Co., TN Census, Dist. 2 (Burnett): Thomas Shelton, 70 VA; Elizabeth Shelton, 60.

1870 Rutherford Co., TN Census: Thomas Shelton, 79 VA; James Shelton, 34; Sarah Coleman, 31; George Freese, 19; Gus Coleman, 9.

1109. Shettlesworth, Elijah M. Date of death 1870, intestate.

Note: Wife, Martha E. [Jamison] Shettlesworth was a daughter of Henry Downs Jamison (died 1859 - see Vol. II & III). Sarah W. Jamison was the second wife of Henry Downs Jamison.

August 4, 1873, County Court: Mrs. Sarah W. Jamison renewed her bond as guardian for Ida Shettlesworth, a minor child of E. M. Shettlesworth (deceased) and heir at law of Henry D. Jamison (deceased).

April 2, 1877, County Court: The court noted that Ida Shettlesworth had been dead over six months without an administrator and appointed the Public Administrator to manage the estate.

Rutherford Co., TN Marriage records: Elijah Shettlesworth married Martha E. Jamison on December 26, 1854.

1870 U. S. Census, Woodruff Co., AK, city of White River: Elijah Shettlesworth, 45 AL; Mary E. Shettlesworth, 17; Ida E. Shettlesworth, 14; Elizabeth Perryman, 50 AL; Jessie Perryman, 16; Richard Brown, 19 AL; Thomas Warren, 21 TN; Tames T. Warren, 13 TN; George Abner, 22 KY; Benson McQuister, 23 MS.

1110. Short, Anderson Died October 12, 1876, testate.

Will dated January 15, 1872. Will presented for probate November 6, 1876. The testator wanted all debts and funeral expenses paid as soon as possible. The testator gave his wife, Martha [White] Short, one-third of his estate during her lifetime. He wanted commissioners appointed to set apart one-third of the land to include the mansion house as her share. The testator's son, John Short, was appointed trustee for his mother. The testator gave his sons, James H. Short and Samuel W. Short, \$200 as their full shares of the estate. The balance of the estate, the testator gave to his sons, John Short, William Short and Patrick Short, and to his two daughters, Martha [Short] Hall, wife of Drury Hall and Ann Roberta [Short] Williams, wife of James Williams, to share and share alike. The last five children had remained at home and contributed their labors to the success of the farm. The testator nominated John Short, son, as his executor.

November 6, 1876, County Court: The will of Anderson Short (deceased) was presented for probate, was proven and recorded.

December 5, 1876, County Court: Martha [White] Short, widow of Anderson Short (deceased) by John Short, trustee & others. Petition for dower ex parte. Anderson Short had died in October 1876. In accordance with the will, commissioners were appointed to set apart the dower for the widow. The testator had owned three tracts of land, 125 acres, 25 acres and 34 acres.

February 6, 1877, County Court: Commissioners were appointed to set apart to Martha [White] Short, widow of the deceased, provisions for one year.

July 26, 1879, County Court: John Short, executor of Anderson Short (deceased), made an estate settlement with the court.

Rutherford Co., TN Marriage records: Anderson Short married Winney Leath on December 21, 1824. James A. Williams married Ann Roberta Short on August 24, 1858. Anderson Short married Martha White on March 24, 1862. Drury Hall married Martha Short on April 4, 1865. James H. Short married Harriet Pitts on March 29, 1840.

Tennessee State Marriages, 1780-2002: Patrick Short married Sarah A. Williams on August 23, 1858 in Wilson Co. William Short married Mahaly E. Williams on November 21, 1860 in Wilson Co. Samuel W. Short married Nancy W. Sellers on June 27, 1853 in Wilson Co.

1850 Rutherford Co., TN Census, Fall Creek Dist.: Anderson Short, 55 VA; Martha Short, 26; Ann R. Short, 12; Martha White, 49 VA; John Short, 24; William Short, 22; Patrick Short, 19.

1860 Rutherford Co., TN Census, Dist 5 (Fall Creek): Anderson Short, 66 VA; John Short, 34; Martha Short, 38; M. White (f), 23;

1870 Rutherford Co., TN Census, Dist. 5 (Fall Creek): Anderson Short, 76; Martha Short, 65; John Short, 44; Mary J. Short, 12.

Short Cemetery, near Powells Chapel Church: Anderson Short, 15 Oct 1793 - 12 Oct 1876; & wife, Winfrid Short, 18 Mar 1797 - 1 Jan 1839

1111. Shipp, Benjamin F. Died February 1850, unknown [Cont'd from Vol. II].

Rutherford Co. TN US Census Mortality Schedules: B. F. Shep or Ship (male), 33, born in VA, a grocery keeper, died February 1850 of consumption.

1112. Sikes, Ambrose T. Died May 10, 1873, intestate.

Note: Son of Jesse Sikes, Sr. (died 1869 - see Vol. III & below) & Martha L. [Howse] Sikes.

June 2, 1873, County Court: The court noted that Ambrose T. Sikes was dead and appointed William H. Sikes as his administrator who gave a \$7000 bond.

July 7, 1873, County Court: The court appointed commissioners to set aside provisions for one year for Mrs. Bettie [Whitaker] Sikes, widow of Ambrose T. Sikes (deceased).

August 13, 1873, County Court: William H. Sikes, administrator of the estate, submitted an inventory of the deceased's estate.

February 4, 1874, County Court: The inventory of the property of A. [Ambrose] T. Sikes (deceased) was presented in court and recorded. The administrator also presented a list of property that had been sold at auction on September 17, 1873.

September 8, 1874, County Court: Bettie [Whitaker] Sikes, widow, and W. [William] H. Sikes, administrator of the deceased's estate vs Jesse Sikes and Stella Sikes, the only children. Ambrose T. Sikes had died May 1873. The widow had not had her dower assigned and the court assigned commissioners to set her dower apart. All the land the intestate had owned had been bequeathed to him by his father, Jesse Sikes [Sr.] (deceased).

October 7, 1874, County Court: Bettie [Whitaker] Sikes, widow, and W. [William] H. Sikes, administrator of the deceased's estate vs Jesse Sikes and Stella Sikes. Commissioners reported they set had aside 46½ acres for the widow's dower.

December 7, 1877, County Court: The administrator presented a list of personal items sold at the second estate sale.

February 4, 1878, County Court: W. [William] H. Sikes, administrator of the estate, made an estate settlement with the court. After all debts had been paid including \$401 to Mrs. B. W. [Bettie Whitaker] Sikes, the estate owed the administrator \$19.01.

July 13, 1878, Chancery Court Enrolled Cases #9, pg. 334: Ambrose T. Sikes had died May 10, 1873. The estate had owed a total of \$1540. These debts were due to Newton McClure and wife [Lou H. Sikes], a sister of the deceased, and to John E. Gilbert and wife [Addie Sikes], also a sister of the deceased. The administrator had proposed to use one-third of the land rent to satisfy the debts. The other two-thirds of the land rent belonged to the two children. The two sisters of the deceased had agreed to reduce the indebtedness to \$1300 provided one-third of the rent was applied to the debts so that the land could be saved for the children. The complainants prayed for a decree authorizing this arrangement.

December 17, 1878, Chancery Court: W. [William] H. Sikes, administrator of A. T. Sikes (deceased) et al vs Stella H. Sikes and Jesse W. Sikes, minor children of the deceased. The administrator had realized \$4657.52 from personal assets belonging to the estate. The intestate had owed \$5816.76 and after exhausting the personal assets, there remained unpaid debts of \$1154.23 to Newton McClure & wife and \$482.42 to J. E. Gilbert and wife. The administrator had received \$1300 in rent and the McClures were willing to take \$916.81 and the Gilbert accepted \$383.19 as payment in full on their debts.

Rutherford County, TN Marriage records: Newton McClure married Lou H. Sikes on December 14 1874. Capt. J. E. Gilbert married Addie Sikes on November 19, 1867.

Tennessee State Marriages, 1851-1900: A. T. Sikes married Bettie Whitaker on November 12, 1867 in Lincoln Co.

1870 Rutherford Co., TN Census, Dist. 6 (Jefferson): M. [Martha] L. Sikes, 60 VA; M. [Martha] L. Sikes, 28; A. [Ambrose] T. Sikes, 25; Bettie M. Sikes, 19; Jesse W. Sikes, 1.

1880 Rutherford Co., TN Census, Dist. 6 (Jefferson): Martha L. Sikes, 70 VA; Bettie Sikes, 25 Widow daughter-in-law; Jessie Sikes, 11 grandson; Stella Sikes, granddaughter; James Davidson, 13 Bound; Lyddie Rowlett, 13 Black Servant.

Sikes Cemetery, Amanda Way & Kari Street: Ambrose T. Sikes, 18 Jan 1834 - 10 May 1873.

1113. Sikes, Jesse, Sr. Died February 25, 1869, testate. [Cont'd from Vol. III].

October 24, 1878, Chancery Court: In a deposition given this date, Newton McClure had identified himself as a brother-in-law of Mrs. Sarah J. Johnson, having married a daughter of Jesse Sikes (deceased).

Rutherford County, TN Marriage records: James P. Johnson married Sarah J. Sikes on May 24, 1853. Newton McClure married Lou H. Sikes on December 14 1874.

1114. Simmons, Benjamin F. - Paternity.

November term, 1857, Circuit Court Enrollment Book, pg 180: On March 19, 1856, Travis Windrow, the natural father of Benjamin F. Simmons, had given his son by deed \$1000 and appointed James W. Carson as trustee. He was moving out of state and had appeared before the court to have a replacement appointed.

Rutherford Co., TN Marriage records: Travis Windrow married Catherine E. Pate on January 2, 1855.

1850 Rutherford Co., TN Census, Murphy Dist.: Travis Windrow, 40, merchant; William Johnson, 20, clerking.

1115. Simmons, John Died before October 4, 1875, intestate.

October 4, 1875, County Court: John P. Stewart had been allowed \$2 for a shroud for John Simmons, a pauper.

1116. Simmons, S. C. Died before September 2, 1870 intestate.

September 2, 1870, County Court: A. H. Hurley, guardian for Eula J. Simmons, a minor child of S. C. Simmons (deceased), made a settlement with the court. In the settlement there was a receipt for \$400 that Sarah A. [Fly] Dortch had paid by order of the County Court of Davidson Co. to equalize the division of property of Enoch Fly's estate. There was also a receipt for payment to Mrs. Augusta [Edwards] Fly.

May 6, 1873, County Court: A. H. Hurley renewed his guardian bond for Eula J. Simmons, minor child of S. C. Simmons (deceased) and gave bond for \$5000. A. H. Hurley also made a settlement with the court. Eula J. Simmons had been boarding with Mrs. A. [Augusta Edwards] Fly since 1868.

April 6, 1875, County Court: A. H. Hurley, guardian for Eula J. Kerr, formerly Eula J. Simmons, minor heir of S. C. Simmons (deceased), made a final settlement with the court. The guardian owed Eula J. [Simmons] Kerr the amount of \$1005.

November 24, 1875, Circuit Court: Mrs. Augusta Fly for use of R. D. Reed vs B. B. Kerr & wife, Eula [Simmons] Kerr. The jury had awarded the plaintiffs a judgment of \$111.40 against the defendants.

Rutherford Co., TN Marriage records: Lorenza Whitson married Tennie Fly on August 6, 1868. William D. Fly married Augusta Edwards on February 26, 1835. B. B. Kerr married Eula Simmons on March 7, 1875.

Tennessee Marriages 1780-2002: S. C. Simmons married Elizabeth Smallman on January 9, 1855 in Davidson Co. N. F. Dortch married Sarah F. Fly on January 27, 1857 in Davidson Co.

1860 Rutherford Co., TN Census, Murfreesboro: W. D. Fly, 48 Grocer; Augusta Fly, 47 VA; John Fly, 24; M. L. Fly (f), 20; W. R. Fowler, 17 Clerk; R. R. Jetton (m), 50 Shoe Merchant; M. M. Jetton (f), 28.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 6: L. D. Whitson (m), 23; Tenn Whitson, 27; Willie, Whitson, 1; Augustina Fly, 50; Eulla Simmons, 13; Mollie Drake, 23; Alice Drake, 3.

1117. Sims, Thomas Died January 3, 1864, intestate. [Cont'd from Vol. III].

January 29, 1869, Enrolled Cases #2, pg. 120: Mary S. [Yeargin] Sims, widow; Lewis S. Sims; Edmond B. Sims; Nicholas H. Sims; Mary Ann Sims; Susan F. "Fannie" [Sims] Patterson, wife of Alexander Patterson; Hartwell Bass in right of wife, Charlotte A. [Sims] Bass who had died after having a living son born unto her; Sarah J. Sims; Rebecca F. Sims; Thomas H. Sims and Alexander M. Sims. The last four were minors without guardian who petitioned by their next friend, Lewis P. Sims. The intestate had died owning three tracts of land totaling 582 acres. The petitioners prayed that dower be set apart for the widow out of the tract that contained 550 acres and that the remainder of the land be partitioned equally among the heirs. The portion that was to go to Hartwell Bass in right of his wife, Charlotte A. [Sims] Bass, was for his natural life. The two small tracts were cedar land and the petitioners wanted them sold. The court had agreed that the cedar tracts should be sold and had appointed commissioners to set aside one-third of the 550-acre tract including mansion house as the widow's dower. They were also to set apart one share of the remainder for Hartwell Bass in right of his wife during his natural life. The remainder was to be partitioned into ten shares with four shares for the minors kept intact. The shares were as follows: The four minor children: (1) Sarah J. Sims, Rebecca F. Sims, Thomas H. Sims and Alexander M. Sims had received 128 acres in a common boundary. (2) Mary Ann Sims had received 32 acres. (3) S. F. [Susan "Fannie" Sims] Patterson had received 35 acres. (4) T. [Thomas] H. Sims had received 45 acres. (5) Edmond B. Sims had received 45 acres. (6) Lewis S. Sims had received 65 acres. (7) Hartwell P. Bass had received 65 acres as his life estate share. The widow had received 135 acres plus lifetime use of the cotton gin and a right away to it and ½ acre around the gin. The land with the gin was to go S. F. [Susan "Fannie" Sims] Patterson after her death as it was on his share. March 7, 1877, County Court: L. [Lewis] S. Sims, guardian of Thomas H. Sims, an heir of Thomas Sims (deceased), made a final settlement with the court.

1118. Simpson, Edmond Died before March 4, 1872, intestate.

March 4, 1872, County Court: The court noted the death of Edmond Simpson and appointed Jarratt Cock as administrator.

1119. Singleton, Sarah M. [Tompkins] vs S. [Stephen] H. Singleton – Divorce

December 2, 1876, Circuit Court: The couple had married in December 1857. They had lived together until July 5, 1876. The defendant had become a drunkard and abusive. He had received several thousand dollars from the estate of his wife's father. The children were: William R. Singleton, age 17; James T. Singleton, age 15; and Kittie Singleton, about 8 years of age. The defendant had caused to set apart to him out of the land he owned a homestead worth \$1000 including the mansion and outhouses and 25 acres of land. This was done when an execution had been levied against the land. He also had personal property that had been exempt from execution or attachment. The mother was given custody of the young girl. The homestead was vested in the complainant and upon her death it was to pass to her children. The court also divested title to all the personal property from the defendant and vested it in the complainant.

Rutherford Co., TN Marriage records: Stephen Singleton married Sarah M. Tompkins on December 11, 1856.

1120. Sisk, Mrs. Cela Died March 1850, unknown.

Rutherford Co. TN US Census Mortality Schedules: Cela Sisk, 40, married, born in NC, died March 1850 of diarrhea.

1121. Skillman, Sallie O. [White] vs James Skillman – Divorce

November 14, 1873, Circuit Court: The couple had married in Davidson Co. on January 6, 1866 and had lived together until April 29, 1873. The defendant had become a drunk after their marriage. The court issued a decree of divorce.

1122. Slack [Nance], Mrs. Martha W. Died May 21, 1875, testate.

Note: She was the widow of Simon W. Slack (died ca April 1826 - see Vol. I). She next married about 1830 John N. Nance.

Will dated April 15, 1870. Will probated October 5, 1875. The testatrix willed that all her property, real and personal, be sold at auction and the proceeds divided as follows: Martha [Slack] Saunders and Gabrielley [Slack] Nash, daughters, were to receive \$1 each. Seriptia Ann [Slack] Ryan and Mary [Nance] Lee, daughters, were to receive the remainder of the proceeds to be equally divided between them. The testatrix appointed son-in-laws, Robert Lee and John W. Ryan to be executors of the estate.

December 13, 1875, County Court: The administrator presented the court an inventory of the estate that totaled less than \$100.
March 4, 1880, County Court: R. [Robert] A. Lee and J. [John] W. Ryan, administrators of the estate of Martha Slack (deceased), made a final estate settlement with the court.

Rutherford Co., TN Marriage records:: John W. Ryan married Sarepta A. E. Slack on December 16, 1857. P. M. C. "Nacie" Elliott married Martha W. Slack on May 6, 1834. George Saunders married Martha Elliott on October 24, 1844. Robert A. Lee married Mary F. Nance on August 31, 1854

1850 Rutherford Co., TN Census, Mechanicsville Dist.: John N. Nance, 40 VA; Martha Nance, 45 VA; Mary F. Nance, 19; Serepta A. E. Slack, 22; James Allen, 14; John Ivey, 15; Frelinghuysen Mosley, 4

1860 Rutherford Co., TN Census, Dist. 4 (Mechanicsville): M. Slack (f), 70 VA; W. T. Elliot (m), 23; F. Elliott (f), 18; N. Elliott (m), 3 months.

Vaughan [Vaughn] Cemetery, near Almadale: Martha W. Slack, about 80 years old, died May 21, 1875.

1123. Sloan, Archibald Y. Died before February 5, 1866, intestate. [Cont'd from Vol. III].

Note: Widow: Margaret W. [Jetton] Sloan died before July 15, 1868 – see Vol. III. Isaac Jetton was her father.

August 4, 1875, March 7, 1877, January 9, 1878, County Court: William Mayberry, guardian for Jerusha Sloan and James Sloan, minor heirs of A. Y. Sloan (deceased) and heirs at law of Isaac Jetton (deceased), made a settlement with the court.

October 4, 1875, February 7, 1876, January 6, 1881, County Court: W. [William] A. Yearwood renewed his bond as guardian for Newton Y. Sloan, minor heir of A. Y. Sloan (deceased) and minor heir at law of Isaac Jetton (deceased). William Maberry renewed his bond as guardian for M. J. [Jerusha] Sloan and James M. Sloan, minor children of A. Y. Sloan (deceased) and minor heirs at law of Isaac Jetton (deceased).

March 9, 1876, County Court: William Maberry, administrator of the deceased's estate, made an estate settlement with the court.

December 10, 1880, County Court: William A. Yearwood, agent for William Mayberry, guardian for James Sloan, a minor child of A. Y. Sloan (deceased) and heir at law of Isaac Jetton (deceased), made a final settlement with the court.

1124. Smith, Alex T. Died November 1, 1882, intestate.

January 1, 1883, County Court: Court appointed commissioners set aside for Mrs. Lou A. [Ott] Smith, widow of the deceased, supplies sufficient for her and her children for one year.

Rutherford Co., TN Marriage records: A. T. Smith married Lou A. Ott on January 12, 1870.

1880 Rutherford Co., TN Census, Dist. 18 (Fox Camp): Alex T. Smith, 32; Lou A. Smith, 30; Ernest L. Smith, 9; Lela Mae Smith, 7; Fleeta Bell Smith, 2.

Smith Cemetery, Lytle Creek Road: A. T. Smith, 7 Nov 1847 - 1 Nov 1882; & wife, Lou A. Smith, 25 Jan 1850 - 11 July 1898.

1125. Smith, Alexander Died on November 29, 1877, intestate

January 7, 1878, County Court: The court noted the death of Alexander Smith and appointed S. [Samuel] H. Hodge as his administrator who posted a \$28,000 bond with Charles W. Smith and M. D. Smith as his securities.

Murfreesboro News, January 11, 1878, page 1: At a meeting of Mt. Moriah Lodge No. 18, F and A. M., the following action was taken in regard to the death of Brother Alexander Smith, Whereas, etc. Resolved, that the usual badge of mourning be worn for thirty days, and a copy of this resolution be published in the Murfreesboro News, and that a copy be furnished to the family of the deceased and that they be spread upon the minutes of the Lodge. W. D. Robison, H. P. Keeble, J. [James] D. Richardson, committee.

July 3, 1878, County Court: M. D. Smith, Miss Millie Smith and Miss Nancy Smith, petition. Charles W. Smith was a citizen of Rutherford County and his son, Alexander Smith had died on November 29, 1877 and had left a large personal estate. Charles W. Smith was the only heir to the personal estate. The petitioners were also children of Charles W. Smith and were the only ones living. The petitioners alleged that their father had been of unsound mind and had been wholly incapable of managing his estate. They had further charged that their father had been squandering the estate and prayed for the court to assign a guardian to take

charge of the estate and for a jury trial on the competency of their father. The father's attorney had filed a motion to dismiss the suit claiming that Charles W. Smith had lived in Warren Co. and the Rutherford Co. Court did not have jurisdiction.

July 14, 1878, County Court: S. [Samuel] H. Hodge, administrator of the estate of Alexander Smith (deceased), presented an inventory of the notes and accounts in the estate. There were about 200 notes due and about 375 accounts due. One half of all the items on the inventory belonged to S. [Samuel] H. Hodge, surviving partner of the firm of Hodge & Smith. Real estate included a brick house on Spring Street and 100 acres of land.

May 6, 1879, County Court: S. [Samuel] H. Hodge, administrator and surviving partner of the firm of Hodge & Smith, made an estate settlement with the court. There was a balance due the estate of \$4629.75.

July 7, 1880, County Court: S. [Samuel] H. Hodge, administrator and surviving partner of the firm of Hodge & Smith, made an additional settlement with the court. There was a balance due the estate of \$5362.61.

1870 Rutherford Co., TN Census, Murfreesboro: Alexander Smith, 35

1126. Smith, Annias (colored) Died before April 1, 1878, intestate.

April 1, 1878, County Court: B. R. Bivins received an allowance of \$5.25 for shrouding for Jenny Jones (colored), Harriett Hall (colored) and Annias Smith (colored).

1127. Smith, Bennett Died in 1876, intestate.

February 5, 1877, County Court: The court noted the death of Bennett Smith and appointed D. [David] P. Wiggs as administrator of the estate. He posted a \$3000 bond with W. [William] D. Smith, R. [Robert] D. Smith, J. [James] M. Wiggs, F. B. Williams, Moses Woodfin and T. [Thomas] W. Wiggs as securities. Commissioners were appointed to set apart provisions for one year to Mrs. Julia Smith, widow of the deceased.

June 7, 1877, County Court: An inventory and sale list of personal property sold at auction was presented to the court.

September 3, 1877, County Court: Judith Smith, widow of Bennett Smith (deceased) and D. [David] P. Wiggs, administrator of the deceased and Amanda [Smith] Horton, A. W. B. Clark and wife, Betsey [Smith]; Morgan Smith; T. [Thomas] W. Wiggs and wife, Martha [Smith]; Thomas L. Smith; William D. Smith; Robert D. Smith; Andrew J. Smith; R. L. Hoover and wife, Esther [Smith]; William Fowler and wife, Susan [Smith] and John Mitchell and wife, Paralee [Smith]. Ex parte petition for dower. Bennett Smith had died in 1876. All petitioners except Judith Smith and D. P. Wiggs were heirs at law of the intestate. The intestate had lived on a tract of land of about 400 acres and had owned another tract of about 10 acres. The court appointed commissioners to set apart one-third of the intestate's land to include the mansion house and outbuildings for her dower.

October 2, 1877, County Court: Judith Smith & others. Ex parte. The commissioners set aside 145 acres for the dower of Judith Smith, widow of the deceased. The court divested title from D. [David] P. Wiggs, et al and vested title in Judith Smith.

November 15, 1877, County Court: D. [David] P. Wiggs, administrator, presented a list of personal property sold at auction.

July 9, 1878, Circuit Court: D. [David] P. Wiggs, administrator of Bennett Smith (deceased); Amanda [Smith] Horton; A. W. B. Clark and wife, Betsy [Smith]; T. W. Wiggs and wife, Martha E. [Wiggs]; W. [William] D. Smith; R. [Robert] D. Smith; R. L. Hoover and wife, Esther [Smith]; J. [John] P. Mitchell and wife, Paralee [Smith] vs Morgan J. Smith, Thomas L. Smith, A. [Andrew] J. Smith, Jr., and William R. Fowler and wife, Susan [Smith]. The petitioners and defendants were all children of the deceased; the defendants were non-residents. The deceased had owned three tracts of land totaling 225 acres and a 7-acre tract of cedar land. Due to the wide variation in the quality of the land, it was not susceptible to a fair and equitable partition into eleven shares and a sale of the real estate had been recommended.

November 29, 1878, Circuit Court: The clerk and commissioner had sold five tracts of land on September 26, 1878 as follows: Mrs. Amanda [Smith] Horton had purchased 29 plus acres known as the Oakley tract for \$205.62. W. [William] D. Smith had purchased 77 plus acres, remainder of the Oakley tract, for \$773.92. T. [Thomas] W. Wiggs had purchased almost 59 acres known as the Claxton place for \$831.28. Lee H. Edwards had purchased 9 acres of cedar land for \$62.50. The purchaser of a tract known as the widow Smith place had not complied with the terms of the sale. It had been resold on October 31, 1878 to John Brothers for \$625.10.

November 13, 1879, Circuit Court: W. [William] D. Smith vs Thomas L. Smith & others. John Brothers still owed \$115.56 on his first note for 77 plus acres. T. [Thomas] W. Wiggs had not paid anything on his first note of \$395.25 and Amanda [Smith] Horton was in arrears on her first note of \$95.92. The plaintiff prayed for a decree of sale to pay the debts but the court instructed the commissioner that had originally sold the land to recover judgments against each individual for the amount owed.

June 30, 1880, County Court: D. [David] P. Wiggs, administrator of the deceased's estate, made a partial estate settlement.

November 20, 1880, Circuit Court: D. P. Wiggs, administrator, & W. D. Smith & others vs Thomas L. Smith & others. D. P. Wiggs had disposed of the personal estate and applied the funds towards retiring the indebtedness. There were still about \$500 in debts

remaining and he had suggested that the estate was insolvent. He had prayed for authority to use funds from the sale of land to pay remaining debts. The court had ordered an order of reference to determine the state of the estate.

Rutherford Co., TN Marriage records: James H. Horton married Amanda Smith on September 9, 1852. Betsy Smith married A. W. D. Clark on December 7, 1854. Thomas W. Wiggs married Martha E. Smith on December 6, 1855. R. L. Hoover married E. R. Smith on April 18, 1867. William R. Fowler married Sue Smith on September 6, 1866.

1850 Rutherford Co., TN Census, Fosterville Dist.: Bennet Smith, 40; Judy Smith, 40 VA; Amanda Smith, 18; Elizabeth J. Smith, 17; Morgan Smith, 16; Martha Smith, 14; Thomas Smith, 12; William D. Smith, 10; Robert D. Smith, 8; Andrew J. Smith, 5; Esther Smith, 3; Susan Smith, born ca June 1850.

1860 Rutherford Co., TN Census, Fosterville Dist.: Bennet Smith, 44; Judy Smith, 44; Thomas Smith, 22 Constable; William Smith, 19; Robert Smith, 17; Andrew Smith, 16; Esther Smith, 14; S. [Susan] Smith, 12; Parilee Smith, 10.

1870 Rutherford Co., TN Census, Dist. 20 (Fosterville): Bennett Smith, 59; Juda Smith, 59 VA; Robert Smith, 26; Mattie Smith, 23; Bennett Smith, 2; William Smith, born ca March 1870; and a Hoover family boarding.

1128. Smith, Brinson Date of death unknown, intestate in Williamson Co., TN.

July 18, 1883, County Court: Joseph F. Smith; R. H. Moseley and wife, Mary P. [Smith] Moseley; Bowling C. Clark and wife, Phoebe C. [Smith] Clark, all of Kentucky; William H. Davis; Joseph M. Davis; Rebecca [Davis] Cole and her husband, Andrew Cole; Mary J. Davis; James B. Davis, the last two were residents of Marshall Co. vs John J. Smith of Marshall Co. Brinson Smith had died many years previous, intestate, in what was then a part of Williamson Co. but had become a part of Rutherford Co. He had left a widow, Rebecca Smith, who had recently died while sojourning in Kentucky. The intestate's estate had been fully administered with records in Williamson Co. The widow had an interest in 71 acres in Rutherford County during her natural life. The land had descended to the petitioners and the defendant. Joseph F. Smith, a son of the deceased. Rebecca Smith was entitled to one-fifth. Mary P. [Smith] Moseley, wife of R. H. Moseley, a daughter of the intestate, was entitled to one-fifth. Phoebe C. [Smith] Clark, a daughter of the intestate and wife of Bowling C. Clark, was entitled to one-fifth. The intestate had another daughter, Elizabeth [Smith] Davis, wife of ? Davis, who had died several years before her mother, and left six children to wit: William H. Davis, Joseph M. Davis. Rebecca [Davis] Cole, wife of Andrew Cole; Mary J. Davis, James B. Davis, and John H. Davis. Three of the Davis heirs, William H. Davis, Joseph M. Davis and Andrew Cole and wife, Rebecca [Davis] Cole had sold their interests to John J. Smith, a son of the intestate, about 1877. John J. Smith had already owned one share in his own right. The complainants had alleged that the land could not be equitable partitioned and had prayed for a decree to sell the property. A commissioner had been appointed and the land had been sold on August 4, 1883 at Eagleville for \$6 per acre.

1129. Smith, D. D. [Daniel or Dennis Donnell] Died December 20, 1873, testate.

Note: The first wife, Locky McAdoo, was daughter of Samuel McAdoo, who died in February 1847 - see Vols. I & II, in which Daniel D. Smith is named as guardian for his own son, Joseph P. Smith, a minor heir of Samuel McAdoo. There is some confusion as to whether the name is Dennis or Daniel, but the various McAdoo records state unequivocally the name as Daniel.

Will dated November 22, 1873. Will probated February 2, 1874. First: The testator was to be buried. Second: The executor was to pay debts and funeral expenses. Third: The testator willed that his wife was to have as much of his estate as she wanted during her natural life including the homestead with all appurtenances and personal property as she wished. The balance of the estate was to be sold by his executor for equal distribution between his wife and her bodily heirs to include two notes on D. [Daniel] N. Smith, one for \$400 and the other \$15. Fourth: The testator bequeathed each heir \$1000 in land or money as suited his wife and the parties concerned. Daniel N. Smith had previously received his share of land. Fifth: The testator directed the McKnight place be sold and the receipts divided among all the children including his eldest son, J. [Joseph] P. Smith. Each child was to have one-seventh share. Sixth: The testator specified his wife was to have entire control of the homestead during her natural life. After her death, all the land, money and notes were to go to her bodily heirs.

January 5, 1874, County Court: The will of D. D. Smith was presented for probate. Only one subscribing witness had been present so the will had been filed until the following term.

February 2, 1874, County Court: The other subscribing witness had appeared in court and had validated the will and it was accepted for probate and was recorded. D. [Daniel] N. Smith qualified as executor.

May 6, 1874, County Court: An inventory of the estate was presented to the court and accepted. Included in the inventory were a number of notes due and accounts.

November 10, 1881, County Court: D. [Daniel] N. Smith, executor of the estate, made a final settlement with the court. The following legacy payments were listed: Lee Smith, \$1000; N. J. [Jackson] Smith, \$1000; W. [William] B. Smith, remainder of legacy, \$500; W. W. Vaught, legacy of his wife [Mary E. Smith] , \$1000; R. [Robert] L. Smith, \$1000.

Rutherford Co., TN Marriage records: Daniel D. Smith married Lockey McAdoo on December 8, 1836. Dennis D. Smith married Leah A. Overall on December 23, 1841. W. W. Vaught married M. E. Smith on August 28, 1878.

1850 Rutherford Co., TN Census, Milton Dist.: Dennis Smith, 38 Unknown; Leah Smith, 27; Martha L. Smith, 7; Daniel N. Smith, 4; William B. Smith, 2; M. F. Smith (m), 2 months; Joseph P. Smith, 10.

1870 Rutherford Co., TN Census, Dist. 16 (Milton): Dennis Smith, 60 SC; Lea Smith, 49; William 22; Lavenia Smith, 28; Jackson Smith, 16; Robert Smith, 12; Mary E. Smith, 10.

Patterson Cemetery [Overall's Campground], Givens Rd.: Daniel Donnell Smith, 14 Jan 1811 - 20 Dec 1873; & wife, Lee Ann Overall Smith, 20 Jan 1821 - 30 June 1880. M. L. Smith, 2 Oct 1843 - 25 May 1892, daughter of D. D. & L. A. Smith.

1130. Smith, D. H. Died before April 6, 1874, unknown.

Note: D. H. Smith may have been the son of Daniel N. Smith – see 1870 Census.

April 6, 1874, County Court: The coroner was allowed \$5 for holding an inquest on the body of D. H. Smith (deceased).

1870 Rutherford Co., TN Census, District 16 (Milton): Daniel N. Smith, 23; M. E. Smith, 21; Daniel H. Smith, born April 1870.

1131. Smith, Edgar Died before November 23, 1875, intestate.

Note This is not Edgar P. Smith, Attorney and Judge, born 1850 and died in 1911 and married Eloise Childress on April 29, 1880.

November 23, 1875, Circuit Court: At a meeting of the bar, four members had been appointed to act in conjunction with the Odd Fellow Fraternity appointees as pall bearers. The meeting had been adjourned to attend the funeral and burial of Edgar Smith (deceased).

1132. Smith, George K. Died before March 3, 1869, intestate. [Cont'd from Vol. III].

January 4, 1871, County Court: The court appointed commissioners to set aside provisions for one year for Mrs. Fannie [Dillon] Smith, widow of George K. Smith, now Mrs. Fannie [Dillon – Smith] Hill, and her infant child, Elvira B. Smith. Note: This makes no sense, since Fannie [Dillon] Smith would have been about 70 years old in 1871. We may have the wrong people here.]

February 6, 1871, County Court: Commissioners had allotted Mrs. Frances [Dillon - Smith] Hall, widow of the deceased, \$300 in money for one year's support.

Tennessee State Marriages, 1780-2002: George K. Smith married Fanny Dillon on November 1, 1822 in Wilson County.

1850 U. S. Census, Wilson Co., TN, Dist. 18: George K. Smith, 54 SC Saddler; Frances Smith, 48 VA; Foster Smith, 25; John Smith, 15; Elvira Smith, 8; William Smith, 22; Martha Smith, 16.

1133. Smith, Jackson Died in 1861, intestate. [Cont'd from Vol. III].

Note: Widow, Nancy Mulherrin Newsom [Buchanan] Smith married 2nd Henry Bridges on March 1, 1866.

July 7, 1875, November 7, 1877, County Court: Thomas J. Batey, guardian for John L. Smith and Thomas E. Smith, minor heirs of Jackson Smith (deceased), made a settlement with the court.

November 3, 1879, County Court: Jack Woods Smith vs Nannie E. Smith. Commissioners had partitioned the land owned in common by J. W. [Jack Woods] Smith and Nannie E. Smith that had descended to them from their grandfather, Jackson Smith (deceased), and their grandmother, Mrs. N. [Nancy] M. B. [Smith] Bridges (deceased July 15, 1873). There were four separate tracts with 298 acres. J. W. [Jack Woods] Smith had received tracts of 87 acres, 21 acres and 43 acres. Nannie E. Smith had received tracts of 139 acres and 12 acres.

1134. Smith, James Buck Died May 9, 1863 at Dalton, Georgia, intestate. [Cont'd from Vol. III].

Note: Son of Jackson & Nancy M. N. [Buchanan] Smith - see above.

September 16, 1875, February 8, 1877, January 8, 1879, August 16, 1881, County Court: J. [Jack] Woods Smith, guardian for Willie J. Smith and Nannie E. Smith, minor heirs of James B. Smith (deceased), made a settlement with the court.

1135. Smith, James S. [free man of color] Died before July 6, 1858, intestate. [Cont'd from Vols. II & III].

October 4, 1860, Enrolled Cases #1, pg. 417: Lucinda [Sumner] Smith, widow and a free woman of color, petitioned for her dower, from the intestate's estate. Elizabeth [Smith] Sumner, wife of William Sumner; Ann [Smith] Jones, wife of George Jones; Eveline [Smith] Sumner; Alexander Smith; Harriet Smith and Samuel Smith, all free persons of color, were the deceased's heirs. At the end of the petition, they had prayed for a decree to sell the land as there was more money to be made from interest than from land rents. The intestate had owned about 425 acres in several tracts. The court had agreed and the land had been auctioned for an aggregate total of \$6191.02.

1136. Smith, John (colored) Died before January 3, 1870, unknown.

January 3, 1870, County Court: John N. Clark had been allowed \$5 each for holding an inquest on the bodies of Larkin Smith (deceased - may be colored) and John Smith (deceased). Clayton and Murfree had been allowed \$5 each for making post mortem examinations of the bodies of Larkin Smith (deceased) and John Smith (deceased).

January 3, 1870, County Court: The court noted the intestate's death and appointed J. C. Farmer as administrator.

September 5, 1871, County Court: The Public Administrator of Rutherford County submitted an inventory of John Smith (colored - deceased).

January 22, 1872, County Court: The Public Administrator made a settlement of the estate of John Smith (colored - deceased).

1137. Smith, John Died in 1829, intestate. [Cont'd from Vol. I & III].

Note: The information in Vol. I under Smith, John, Esq. is mixed up. John Smith, Esq. (died ca 1825) was known as General John Smith of "Springfield", whose wife, Jane C. [Farris] Smith later married Walter Keeble. In Vol. 1 under Smith, John, Esq. the following information belongs with the above John Smith (died 1829): "Robert L. McCulloch/McCullough was given a share in right of his wife, Mary [Smith] McCulloch/McCullough [widow of John Smith]. Unity C. Smith married Thomas Johns. A petition for division of the real estate, dated August 20, 1832, listed widow, Mary Smith, as having married Robert McCulloch/McCullough and the following children: Unity C. Smith, William A. Smith, Mary M. Smith, Evelina Smith, Thomas Smith, America Smith, Jane Smith and John Smith as minor heirs of John Smith."

May 8, 1877, County Court and Enrolled Cases #2, pg. 402: J. P. McCullough; R. T. Cooper and wife, Mary [Johns]; Paul Johns; Lewis Modrall and wife, Ann [Johns] Modrall and John P. Johns vs Bettie L. McCullough, Lillie McCullough, minors under guardianship of B. C. Scruggs, all of Gibson Co.; Joseph/James Wright & W. [William] H. Wright and Ed Burk, minors of Gibson Co. without guardians; Granville Johns; Paul V. Johns; Samuel Johns of Rutherford Co. J. P. McCullough had paid all his notes for the land he had purchased and was seeking a decree of title. The clerk and commissioner had \$3086.73 available for distribution. J. P. McCullough received \$2343.30. Bettie L. McCullough and Lillie McCullough received \$246.67. E. [Ed] T. Burk received \$123.34. William Wright received \$61.66 and Paul V. Johns received \$61.66. The clerk still had the shares of James Wright and Samuel Johns amounting to \$123.37. In the decree of title, the court had divested title from Paul Johns; R. T. Cooper & wife, Mary E. [Johns] Cooper; E. Cooper; Lewis Modrell and wife, Anna [Johns] Modrell; John P. Johns; Bellie L. McCullough; Lillie McCullough; B. C. Scruggs; James/Joseph Wright; W. [William] H. Wright; Ed Burk; Granville Johns; Paul V. Johns and Samuel C. Johns and all the children and heirs at law of John Smith (deceased).

1138. Smith, John Died in Warren County, December 1857, testate. [Cont'd from Vol. II].

Note: Benjamin Johnson was administrator of the estate. He married Araminta Wright in Rutherford Co. on June 27, 1844. He abandoned his wife about 1863 and she filed and received a divorce. [Benjamin Johnson, died between 1860-1868, see Vol. III]

February 4, 1873, Chancery Court Enrolled Cases #3, pg 302: Nancy Smith and Murray & Smith and F. M. Smith, administrator of W. Britton, Warren Co. vs Benjamin Johnson, a non-resident; Araminta [Wright] Johnson of Rutherford Co. John Smith had

died in Warren Co. in 1857. He had left a large estate of real and personal property. He had left a will that had been probated in January 1858. The testator had left his wife a child's part of his personal estate and her dower. In September 1867, there was in the hands of Benjamin Johnson, administrator of the estate, \$31,533.18 and the widow had been due \$1828.32 with interest from August 1, 1866. This obligation had not been paid and he had moved out of state leaving behind over 600 acres of real estate. The deeds to this land had been put in the hands of James M. Tompkins, former Clerk & Master, as receiver under a bill of divorce and alimony filed by defendant, Araminta [Wright] Johnson. She had received a tract of 269 acres on the grounds that it had been purchased with her money. The petitioners had argued that there was no proof of this since Ben Johnson had held the title in his name and there had been no marriage contract. They had further argued that they were entitled to have their debts paid before title could be given to Araminta [Wright] Johnson. The other real estate of Ben Johnson had been auctioned and had been purchased by Araminta [Wright] Johnson for \$5000. The plaintiffs argued that she had used her husband's money to make the purchase as she had no other funds. They had prayed for the court to require disclosure of the source of her funds and that the court decree awarding Araminta [Wright] Johnson the tract of 269 acres be overturned.

January 4, 1875, Chancery Court Enrolled Cases #5, pg. 387: A. J. Mangrum and wife, Josephine Mangrum; Josephine Stoddard, a minor by guardian, A. J. Mangrum of Maury Co. vs R. [Rudolphus] G. Partee of Rutherford Co.; Jehiel Reed & Co. of New York City and Kahn & Wolfe of Jefferson, KY. The testator had devised to N. [Narcissa] L. A. [Smith] Partee one-half interest in a child's part and the remaining one-half interest to the children of N. [Narcissa] L. A. [Smith] Partee, wife of Charles M. Partee after \$200 had been deducted from the whole amount. Charles M. Partee had died in August 1861 and N. S. A. [Smith] Partee had died about August 1865, testate. Under the provisions of N. [Narcissa] L. A. [Smith] Partee's will, Josephine [Partee - Easley] Mangrum; R. [Rudolphus] G. Partee and Josephine Stoddard, daughter, son and granddaughter were the sole heirs under said will. R. [Rudolphus] G. Partee had been appointed her executor. He had collected about \$1800, the amount of legacy left unpaid by John Smith (deceased) and \$750 on a judgment. R. [Rudolphus] G. Partee had paid the petitioners \$\$211.84 and he was due \$618.18 under the will of N. [Narcissa] L. A. [Smith] Partee (deceased). That had left \$1738.16 unpaid and the plaintiffs had charged that R. [Rudolphus] G. Partee had used these funds to purchase the land where he currently lived. Jehiel Reed & Co. and Kahn and Wolfe had obtained judgments of almost \$450 that had been levied against the land so purchased. Petitioners prayed for an injunction to prevent the sale of the land. **Note:** For more information on this case, see January 4, 1875 entry under Patterson Miles (deceased), above.

1139. Smith, John B. (colored) Died about March 1871, intestate.

August 7, 1871, County Court: The court noted that John B. Smith (colored) had been dead for over six months and no one had applied to be administrator of his estate. The court ordered E. L. Turner, the Public Administrator of Rutherford County, to take charge of the estate.

March 3, 1873, County Court: The Public Administrator submitted an inventory of the personal estate of the deceased.

November 8, 1873, Chancery Court: R. D. Jamison, administrator of J. B. Smith (deceased - colored) vs William Rowlett et al. The estate of J. B. Smith (colored) had owed \$185.46 and there was no personality to pay the debt. At his death, the intestate owned a one-half acre lot with a house that had formerly belonged to W. B. D'Oyle. The intestate had never been married and Isabella [Smith] Alexander (colored) and William S. Ready (colored) were his only brother and sister. The court had ordered the property sold and the proceeds used to first pay court costs and then the debts of William Rowlett and T. J. Elam and next the debt of Poney [Napoleon] Alexander if there were sufficient funds. If there was a remaining balance, it was to be divided between Isabella (Smith) Alexander (colored) and William Ready (colored).

Rutherford Co., TN Marriage records: Poney Alexander (colored) married Isabella Norman (colored) on August 20, 1865.

1870 Rutherford Co., TN Census, Dist. 25 (Millersburg): Napoleon Alexander, 39 Mulatto; Isabella Alexander, 30 Mulatto; Cleopatra Alexander, 12 Mulatto; Sarah Alexander, 5 Mulatto; John D. Alexander, 3 Mulatto; Robert Alexander, 6 months Mulatto; Sally Alexander, 65 Black; John B. Smith, 22 Mulatto school teacher.

1140. Smith, John J. Died January 1873, intestate.

Note: Monitor, 6 Feb 1873: John J. Smith of Readyville, died of smallpox 2 weeks ago.

April 7, 1873, County Court: The court noted the death of John J. Smith and appointed L. T. Smith as administrator of the estate.

May 6, 1874, County Court: A sale list of the property of the estate was presented to the court and accepted.

December 9, 1875, County Court: A settlement and prorata distribution of the estate of John J. Smith (deceased) was presented in court.

Rutherford Co., TN Marriage records: John J. Smith married Mary Hall on April 26, 1849.

1870 Rutherford Co., TN Census, Dist. 19 (McCrackins): John J. Smith, 44; Mary Smith, 42; Nancy Smith, 19; William Smith, 18; Tennon Smith, 16; John Smith, 14; Charles Smith, 9; James Smith, 7; George Smith, 4.

1141. Smith, John Parke Died in 1861, testate [Cont'd from Vol. II].

Note: He was the son of Gen. John & Jane C. [Farris] Smith. Widow was Elizabeth Kenron [Sims] Smith, the daughter of Dr. Swepson & Jane M. [Lewis] Sims. Children: James M. Smith, Lineas J. Smith, Leonard H. Smith, Olivia Frances Smith, Adelaid Smith, Isabella Henderson Smith, Josephine E. A. Smith, Robert A. Smith.

December 10, 1868, Circuit Court Enrolling Docket #4, pg. 81: Elizabeth K. [Sims] Smith, executrix of the testator sued W. H. Blanch, the late sheriff of Rutherford Co. and his securities for \$667.65 that he had supposedly collected on a judgment rendered by the Circuit Court on November 22, 1865. He had failed to pay over said amount to the plaintiff. The court had found for the plaintiff in the full amount plus \$112.91 in interest and \$97.57 damages.

February 13, 1873, Chancery Court: Elizabeth K. [Sims] Smith, executrix of John P. Smith (deceased) of Rutherford Co. and L. F. Requa, of New York City vs John Leiper, Sr. of the State of Missouri; E. P. Menefee and Thomas B. Darragh of Rutherford Co. John P. Smith had died in 1861, testate. Among the assets that had come into the executrix's hands were two notes on Leiper & Menefee for upwards of \$10,000 that had been due in 1861. The complainant had recovered a judgment for the balance due of \$5383.97 in the Circuit Court on November 27, 1872. Execution had been issued but the sheriff had returned it Nulla Bona. Complainant, L. F. Requa, had recovered two judgments against the same defendants for \$583.82. According to the complainants, Leiper & Menefee had been in the produce and commission business for a number of years before becoming insolvent. The complainants had charged that at the time the firm had collapsed, they had been the individual owners of real estate in Murfreesboro of considerable value. This real estate had been conveyed to various parties that claimed to be creditors. Among these that had received property was Thomas B. Darragh, son-in-law of John Leiper, Sr. The complainants charged that this transfer had been without consideration and had been for the purpose of delaying and hindering creditors. Thomas B. Darragh had transferred this property to an innocent person for value and bona fide. The complainants charged that from the proceeds of this sale, Thomas B. Darragh had purchased a lot with a two-story brick house for \$4500. The complainants had asked that he be declared a trustee for these complainants as creditors. Thomas B. Darragh had responded that he had legally purchased the property from his father-in-law for \$11,000 of which \$1000 had been in cash and a note had been given for the remaining \$10,000. He denied any fraud had been involved. He had soon sold the property for \$15,000 to Dr. Patterson, who had once owned the place and had wanted to return to it. Dr. Patterson had used the funds of his son for whom he was the guardian to pay for the purchase. Thomas B. Darragh had used these proceeds to purchase the house and lot in Murfreesboro for \$4500.

Rutherford Co., TN Marriage records: John Parke Smith married Elizabeth Kenron Sims on April 28, 1830.

1142. Smith, Joseph Died on or about July 16, 1867, intestate. [Cont'd from Vol. III].

July 5, 1876, County Court: Samuel R. H. Smith & others vs Nancy Smith & others, minor heirs of Joseph Smith (deceased). Thomas N. Smith and Esther Elizabeth Smith, minor children of Andrew M. Smith (deceased), were residents of IZARD Co., Arkansas. They were petitioning for their share of the proceeds from the sale of the land that had belonged to their grandfather, Joseph Smith (deceased). The guardian appointed from Arkansas had listed a third child, Nancy J. Smith.

1143. Smith, Julia A. [McLean] Died on or about July 4, 1873, testate.

Note: Widow of William W. Smith, who died 1866 - see Vol. III. Her parents were Charles Granderson McLean, Sr. and Sarah Ann [Blackman] McLean.

Will dated June 26, 1873. Will probated July 7, 1873. **First:** The testatrix willed and bequeathed her interest in the Baronch jointly owned by them. **Second:** The testatrix bequeathed to her sister, Sarah J. [McLean] Hill, all the furnishings in the room she occupies at the home of her brother, Alfred V. McLean – also her watch, chain and jewelry box. **Third:** The testatrix bequeathed to her nephew, Charles B. Hill, and to her niece, Annie B. Hill, children of her sister, Sarah J. [McLean] Hill, share and share alike, all the remainder of her property, money, notes, amount and estate of every kind including what may have been coming from the estate of her grandfather, Alfred Blackman (deceased), and from the estate of her uncle, Hillary O. Blackman (deceased) as well as others. **Fourth:** In the event either of the children was to die during their minority, the testatrix willed to the surviving child what

had been willed to both. Should both children die as minors, the testatrix willed it to her sister, Sarah J. [McLean] Hill. Fifth: The testatrix nominated James W. Hill as her executor and desired that the County Court appoint him as guardian and trustee of Charles B. Hill and Annie B. Hill.

July 7, 1873, County Court: The will of Mrs. Julia A. [McLean] Smith was presented for probate, was proven and recorded. James W. Hill, the nominated executor, qualified with a \$20,000 bond.

October 2, 1873, County Court: J. [James] W. Hill, executor of the estate, submitted an inventory of the notes held by the estate.

September 2, 1875, Chancery Court Enrolled Cases #6, pg. 34: James W. Hill, executor of the deceased's estate vs Alfred V. McLain and R. [Raiford] C. Blackman. Julia [McLean] Smith had died on or about July 4, 1873. Prior to that on February 26, 1872, Julia A. [McLean] Smith had sold to A. [Alfred] V. McLain two tracts of land for \$8685.30. He had given a note for \$1400 and had paid the remainder in cash. On the day of purchase, A. [Alfred] V. McLain had conveyed the whole of the said land to H. [Hillary] O. Blackman to provide for and to secure the payment of \$5151.68 on or before January 6, 1873. H. [Hillary] O. Blackman had been aware of the lien that Julia A. [McLean] Smith had on the land. Complainant had prayed for a judgment of \$1400 plus interest against A. [Alfred] V. McLain.

March 7, 1877, March 9, 1881, County Court: James W. Hill, executor of the deceased, made an estate settlement with the court.

Rutherford Co., TN Marriage records: William W. Smith married Julia Ann McLean on November 28, 1855.

Blackman Cemetery, Vaughn Rd.: Hillary Oats Blackman, son of A. B. Blackman, 4 Jan 1824 - 15 Sep 1872.

1144. Smith, Larkin (may be colored) Died before January 3, 1870, unknown.

January 3, 1870, County Court: John N. Clark had been allowed \$5 each for holding an inquest on the bodies of Larkin Smith (deceased) and John Smith (deceased - colored - see above). Clayton and Murfree had been allowed \$5 each for making post mortem examinations of the bodies of Larkin Smith (deceased) and John Smith (deceased).

1145. Smith, Mrs. Laticia (colored) Died August 1859, unknown.

Rutherford Co. TN US Census Mortality Schedules: Laticia Smith (colored), 50, married, slave, seamstress, died August 1859 of "congestion of the brain."

1146. Smith, Madison (colored) Died before July 1, 1867, intestate. [Cont'd from Vol. III].

August 4, 1875, April 11, 1879, County Court: Edward L. Jordan, agent for J. L. Ransom, guardian for Abram Smith and Mary Ann Smith, minor children of Madison Smith (deceased - colored), presented a settlement in court.

1147. Smith, Martha M. [Morton] Died December 1849, unknown.

Note: She was the daughter of Joseph, Sr. & Cecily Morton and the 1st wife of George Washington Smith, son of Gen. John & Jane C. [Farris] Smith. They married in Rutherford Co., TN on December 16, 1835. Her children were: Horace C. Smith, Huesca Smith (m), Elizabeth G. Smith, Adilbert Smith, Emaline A. Smith.

Rutherford Co. TN US Census Mortality Schedules: Martha M. Smith, 30, married, died December 1849 of erycephalus.

1148. Smith, Mary [Elliott] Died in 1844, intestate.

Note: She was the wife of William Smith, who she married in Rutherford Co. on December 22, 1830, and the daughter of William & Deborah [White] Elliott.

February 3, 1860, Circuit Court Enrollment Docket #1, pg. 505: M. J. Phillips and wife, Mary Jane [Smith] Phillips vs Benjamin F. Smith, Samuel E. Smith and John W. Smith, guardian of the previous two minors and Thomas B. Miles. Deborah Elliott had died March 9, 1829 – See Vol. I. Her husband, William Elliott, had died about 1811. Deborah Elliott had left eight children and sets of grandchildren. Among the children had been Mary [Elliott] Smith, mother of petitioner, Mary Jane [Smith] Phillips. Deborah Elliott (deceased) also had left a tract of land in Gibson Co. of 650 acres that had been divided on July 13, 1830 between her eight children and sets of grandchildren. 81 acres had been set apart to Mary [Elliott] Smith. Upon the death of the intestate, Mary Jane

[Smith] Phillips, Benjamin F. Smith, Samuel E. Smith and John W. Smith had inherited the land subject to the life estate of Mary Jane's father, William Smith, as tenant by courtesy. William Smith had died in 1857 leaving Mary J. [Smith] Phillips and Benjamin F. Smith, Samuel E. Smith and John W. Smith absolute owners of the land in fee simple. John W. Smith had conveyed his interest to Thomas B. Miles. Mary Jane [Smith] Phillips had been of age for several years but had not requested her part to be set apart. She had petitioned to sell the entire tract as there was only one-half of the tract in cultivation and there was only one spring and dwelling house. The court had so ordered and the land had been sold on October 20, 1860 for \$3325.05.

1149. Smith, Nancy Possibly died before October 28, 1874, intestate.

Note: This Nancy Smith may refer to one of the complainants in the estate case of John Smith, who died December 1857 in Warren Co. [see Vol. II and above]

October 28, 1874, Chancery Court: Nancy Smith & others vs Ben Johnson & others. The death of Nancy Smith had been suggested but had not been proved. The case had been postponed until the next term of the court.

1150. Smith, Napoleon B. Died before April 4, 1865, intestate. [Cont'd from Vol. III].

Note: He was the son of William Madison Smith & Elizabeth H. [McMurry] Smith. Widow, Mary Dean [Fletcher] Smith, married 2nd Thomas Spain in 1867. Children: Hunter Smith [probably died young], Emma Smith, Addie Smith, Florence Smith

December 24, 1880, County Court: Frazer Kimbro and wife, Addie [Smith] Kimbro and Robert Smith and wife, Emma [Smith] Smith vs Florence Smith, a minor. Addie [Smith] Kimbro, Emma [Smith] Smith and Florence Smith were owners in common of a tract of 185 acres, a tract of 30 acres of cedar land and a second tract of cedar land containing 12 acres. The land had descended to them as children of Napoleon Smith (deceased) who was a son of William M. Smith, who had willed it to his wife for life and then to his children. Their grandmother, Mrs. Elizabeth [McMurry] Smith, had died in 1880. The petitioners prayed for a decree to partion the land into three parts. On January 8, 1881, commissioners had been appointed to make the partition.

1151. Smith, Nellie (colored) Died before June 7, 1869, intestate. [Cont'd from Vol. III].

August 7, 1876, January 8, 1879, County Court: J. D. McKnight, guardian for James Smith and Thomas Smith, minor heirs of Nellie Smith (deceased – colored), made a settlement with the court.

1152. Smith, Sterling Henderson Died between February 10 and April 2, 1872, testate.

Will dated February 10, 1872. Will probated April 2, 1872. First: The testator had insured himself with the New York Life Insurance Company for \$5000, one-half for the benefit of his wife, Dora L. [Wade] Smith, and the remaining half for the benefit of his daughter, Virginia B. Smith. The testator had also insured his life with the Southern Mutual Life Insurance Company of Louisville, Kentucky, for \$5000 of which \$1500 was for the benefit of his wife, \$1500 for the benefit of his daughter, \$1000 for the benefit of his sister, Emma Smith, and the remaining \$1000 was for the benefit of his sister, Annie Smith. The testator's wife was to act as trustee for their daughter for the purpose of receiving, holding and investing the money that was to come to her. Second: The sums going to his sisters were payable to his uncle, William B. Wood, as trustee for each of them. Third: After payment of debts, the residue of the testator's estate was to go to his wife. Fourth: The testator appointed his wife, Dora L. [Wade] Smith, as his executrix.

April 2, 1872, County Court: Dora L. [Wade] Smith, widow of the testator, qualified as executrix with an \$8000 bond, H. C. Wade and Levi Wade provided security.

May 6, 1872, May 6, 1878, County Court: James D. Richardson was appointed guardian for Virginia B. Smith, minor heir of S. H. Smith (deceased).

Rutherford Co., TN Marriage records: S. Hardy Smith married Dora L. Wade on June 8, 1869.

1153. Smith, Thomas Died before October 5, 1846, intestate. [Cont'd from Vol. I].

Note: The widow, Esther Smith, died ca 1868 (see Vol. III)

August 7, 1868, County Court: Morgan Smith of Beaufort Co. [NC or SC]; Thomas Carrick and wife, Sally [Smith] of Cannon Co.; Bennet Smith of Rutherford Co.; R. D. Smith of Cannon Co.; A. [Andrew] J. Smith of Rutherford Co., and as administrator; William Smith of Arkansas; Thomas Smith of Arkansas; Sally [Smith] Aylor and Morgan Aylor of Rutherford Co.; Eliza [Smith] Webb of Rutherford Co.; John Morton and wife, Polly Ann [Smith] of Arkansas; John Bell Smith of Rutherford Co.; Samuel Smith & James Smith of Rutherford Co.; Alexander Smith and William Smith of Rutherford Co., vs widow, ? Smith, of Morgan Smith (deceased) and their three minor children to wit: Nancy Smith, Tom Smith, and Elizabeth Smith, residences unknown. The petitioners represented that they and the defendants were the only heirs at law of the intestate. His widow was Esther Smith who survived him. Petitioners Morgan Smith, Sally [Smith] Carrack, Bennet Smith; R. D. Smith, A. [Andrew] J. Smith, William Smith, Betsey [Smith] Brandon, wife of Alese Brandon, James Smith and Thomas Smith were all of the intestate's children. Petitioners Thomas Smith, Sally [Smith] Aylor, Eliza [Smith] Webb, Polly Ann [Smith] Morton, John Bell Smith, Samuel Smith, James Smith, Alexander Smith, William Smith and Morgan Smith (deceased) were the only heirs at law of Joseph Smith (deceased), son of Thomas Smith (deceased). Defendants were the widow and children of Morgan Smith (deceased). The petitioners alleged that 70 acres had been assigned to the intestate's widow as dower. Esther Smith had died and the petitioners and defendants had become tenants in common to this tract. The petitioners prayed for a decree to have the land sold for partition. The court had concurred and the land had been sold on October 30, 1868, to Bennet Smith for \$20.10 per acre.

1154. Smith, Virginia A. Died before February 6, 1878, intestate.

Note: Probably the daughter of Sterling H. Smith (deceased - see above) and Dora L. [Wade] Smith.

February 6, 1878, County Court: The court noted the death of Virginia A. Smith and appointed Mrs. Dora L. Smith as her administratrix. She posted a bond of \$9000.

1155. Smith, William H. [?Henry] Died on or about April 16, 1874, intestate.

June 1, 1874, County Court: The court noted the death of W. [William] H. Smith and appointed J. [Joseph] S. Smith as his administrator. The court had appointed commissioners to set aside provisions sufficient for one year for Mrs. Elizabeth Smith.
October 7, 1874, County Court and Enrolled Cases #3, pg. 215: Mrs. Elizabeth Smith, widow; Joseph S. Smith, administrator of W. H. Smith (deceased); H. S. Pugh and wife; Samuel B. Smith et al. W. H. Smith had died on or about April 16, 1874. The widow had not had her dower assigned. The intestate had left the following children to wit: Joseph S. Smith; Charlotte [Smith] Pugh, wife of H. S. Pugh; S. [Samuel] B. Smith; Susan H. [Smith], wife of Robert Brown; Martha D. "Mattie" [Smith], wife of William Ellington; John E. Smith; James C. Smith; R. [Rufus] T. Smith; D. Q. Smith and the following grandchild to wit: Eugenie Brown, daughter of Mary A. [Smith] Brown, daughter of intestate, who had died before her father. There were to be ten equal shares in the land. The intestate had owned several tracts of land totaling 725 acres of which 425 acres were cedar land. The court had appointed commissioners to set aside the widow dower to include the mansion house and other out buildings.

November 4, 1874, County Court: Elizabeth Smith, widow; Joseph S. Smith, administrator of W. H. Smith (deceased) et al ex parte. The commissioners set aside a tract of almost 75 acres and 3 tracts of cedar land totaling 63 acres for the widow's dower.

November 16, 1874, Circuit Court: Joseph S. Smith, administrator of William H. Smith (deceased) vs J. [James] C. Smith. The defendant had confessed judgment in favor of the plaintiff in the amount of \$500 with accrued interest in the amount of \$89.50. Interest would continue at ten percent until paid

December 8, 1874, County Court: An inventory of the personal property of the estate of W. H. Smith (deceased) was presented to the court. J. [James] C. Smith had owed the estate \$500 and S. [Samuel] B. Smith had owed the estate \$400. The administrator also presented a list of personal items that had been sold at auction.

December 6, 1875, County Court: Joseph S. Smith, administrator of the deceased who in his lifetime was guardian for Euda [Eugenie] Brown, a minor heir of R. [Reps] O. Brown (deceased), made an estate settlement with the court.

January 5, 1878, February 4, 1878, County Court: The administrator of the estate made an estate settlement with the court.

December 27, 1878, Chancery Court: The heirs of the deceased had submitted to binding arbitration to settle the question of advancements. Advancements were determined and payments had been made to make the advancements equal. The arbitrators had determined that the Negroes had been gifts and were not to be charged as advancements.

January 14, 1879, Chancery Court: Joseph S. Smith in his own right and as administrator of W. H. Smith (deceased); H. S. Pugh and wife, Charlotte [Smith] Pugh; George White and wife, Eudie [Eugenie Brown] White vs Samuel B. Smith; R. [Rufus] T. Smith;

D. Q. Smith; William Ellington and wife, M. [Martha] D. [Smith] Ellington; R. [Robert] F. Brown and wife, Sue [Susan H. Smith] Brown. Mrs. Eudie [Eugenie Brown] White was the granddaughter of the intestate and her deceased mother had been the wife of Repps Brown. The real estate valued at \$3500 had been partitioned into seven lots, one for each of the children. J. [James] C. Smith before he had died, had conveyed his share to his brother, Samuel B. Smith. The personal estate was valued at \$697.35. The intestate during his lifetime had made advancements to his children including slaves. Some of the children were now questioning whether the slaves had actually been advancements. The controversy was submitted to arbitration and it was decided that the slaves had not been advancements. An accounting of the advancements had been made and the remainder of the estate had been divided so as to equalize payments to the heirs.

March 7, 1879, County Court: The executors of the testator's estate made an estate settlement with the court.

February 25, 1886, Chancery Court: Mrs. Charlotte Pugh had become Mrs. Helton.

Rutherford Co., TN Marriage records: Robert F. Brown married Susan H. Smith on December 14, 1863. Repps O. Brown married Mary A. Smith on December 8, 1852. Joseph S. Smith married Mary E. Brashear on December 13, 1858. C. [Charlotte] V. Smith married William D. Bone on November 3, 1857. H. S. Pugh married C. V. Bone on January 13, 1874. Samuel B. Smith married Maggie A. McAdoo on January 15, 1867. William Ellington married Mattie D. Smith on February 26, 1868. Rufus T. Smith married Elizabeth Minter on October 6, 1870. Rufus T. Smith married Hodgje McAdoo on September 3, 1878. G. A. White married Eudie Brown on December 12, 1877.

1850 Rutherford Co., TN Census, Brown's Mill Dist.: William H. Smith, 44 NC; Martha Smith, 40 SC; Mary Smith, 19; Joseph Smith, 17; Charlotta Smith, 15; John Smith, 12; Susan Smith, 11; Samson Smith, 7; Martha Smith, 4; James Smith 3; Rufus Smith, 1; James ?Seron, 18.

1860 Rutherford Co., TN Census, Brown's Mill Dist.: W. H. Smith, 54 NC; E. C. Smith, 48 VA; J. [John] E. Smith, 23; S. [Susan] H. Smith, 18; Sampson Smith, 16; M. [Martha] D. Smith, 14; James Smith, 12; R. [Rufus] H. Smith, 10; D. Q. Smith (m), 8; H. Hopkins (m), 15.

1870 Rutherford Co., TN Census, Dist. 22 [Browns Mill]: Wm. H. Smith, 64 NC; Elizabeth Smith, 61 VA; Charlotte Bone, 35; James Smith, 22; Rufus Smith, 21; Jeremy Smith, 16; Eugena Brown, 15.

1156. Smith, William Hunter, Esq. Died September 26, 1871, testate.

Note: He married United America Carter on April 25, 1816 in Rutherford Co. [Her maiden name has been verified by the Salem United Methodist Church records, Rutherford Co., TN] She died November 30, 1864. They had no children.

Will dated February 3, 1871. Will probated October 2, 1871. 1st: The executor was to pay all debts as soon as possible. 2nd: The testator willed and bequeathed to Ann Eliza [Crockett] Manson a tract of land containing about 200 acres. 3rd: The testator willed and bequeathed to Sallie Kittie [Crockett] Washington the tract of land where she lives containing about 265 acres except for one acre around his wife's grave. The acre was to be laid off so that it will reach Wilkinson Pike. The testator reserved the acre for burial of the heirs and issue of John Smith, Esq. Another acre was reserved for the benefit of the Asbury Church. It was to be along the south boundary of the parsonage tract. 4th: The testator willed and bequeathed to America C. [Smith] Bedford one house and lot, it being a storeroom that joined I. W. Nelson drugstore. He also willed her a lot on College Street with two offices on it. These were for her own separate use and free from all debts and liabilities and control of her present or any future husbands. 5th: The testator willed and bequeathed to his niece, Matilda Isabella [Bedford] Smith, wife of Theodore Smith, the sum of \$10,000 for her sole and separate use and benefit free from the debts and liabilities and control of her present or any future husbands. The testator also gave her all of his household and table furniture. 6th: The testator gave his rifle gun to Overton Hunter Smith. 7th: The testator willed and bequeathed to Charles Bedford his fine gold watch as it was once his grandfather's watch with the hope that he would keep it in the family forever. 8th: The testator willed and bequeathed to Frank. W. Washington in trust all of his turnpike stock that he owned for the use and benefit of the Methodist Church South on Stone's River Circuit. F. [Francis "Frank] W. Washington was given complete control of the stock to use as he saw fit for the benefit of the church. 9th: The testator willed and bequeathed to Lonnie Washington and Thomas Isadore Bedford all of his railroad stock in equal shares. 10th: The testator willed and bequeathed to Polly Campbell for her kindness to the testator's mother all the right, title and interest in a house and lot that he owned in Murfreesboro known as the Methodist Personage of the Stone River Circuit. The house was occupied by Dr. John R. Bedford as a dwelling. The house adjoined Harry Wright on the east and bounded on the other sides by streets. According to records, the testator's right in the house was three-fourths. The remaining one-fourth belonged to T. [Thomas] B. Miles. This bequest was for the natural live of Polly Campbell and was for her own sole and separate use free from all debts and liabilities and from control of any future husband or son in law. At her death, the bequest was to be divided between her two daughters, Isabella Campbell and Elizabeth Campbell. 11th: The testator willed and bequeathed his one-third interest in the firm

of Washington & Smith including storehouse, cash, goods, notes of hand and everything belonging to the firm that he owned to William H. Washington, William Bennett Smith and Ephraim Bedford Smith, sons of Kitty and Matilda, to be equally divided among the three of them. 12th: The testator gave and bequeathed to Fannie Beaty his vacant lot in Murfreesboro, the same lot that he redeemed from James Moore and formerly belonged to Fantleroy Henry. 13th: The testator gave and bequeathed to Mary [Smith], formerly Mary [Smith] Dowling, the daughter of Thomas B. Smith, his brother, the sum of \$300 for her own and separate use and free from the debts and liabilities of any husband she had or may have in the future. 14th: The testator willed that the residue of his estate consisting of land, cash, cash notes and different kinds of stock such as horses and cattle and other articles to numerous to mention be sold and turned into money and divided into seven equal shares to wit: #1: Sallie Kittie [Crockett] Washington, one share for her sole and separate use. #2: America C. [Smith] Bedford, one-half share for her sole and separate use. #3: Ann Eliza [Crockett] Manson, one-half share for her sole and separate use. #4: Cornelia [Bedford] Burtwell, one share. #5: America Falconette and her two sisters, one share divided equally among them. #6: Olivia [Smith] Dunkin [Duncan] and her sister, daughters of my old friend, John P. Smith, one-half share divided equally between them. #7: America Ann Bedford, daughter of A. [America] C. [Smith] Bedford, one-quarter share to be given when she became of age or married. #8: America Smith, daughter of G. [George] W. Smith, one-quarter share. #9: Sarah Johnson, wife of William H. Johnson of Texas, one-sixteenth share. #10: John N. Porter, an old school mate, one-sixteenth share. #11: John A. Crockett, son of O. [Overton] W. Crockett, one-eighth share. #12: one-eighth share to be equally divided among G. [George] W. Smith, Esq., James E. Manson, Theodore Smith and Frank W. Washington. #13: one-quarter share to be equally divided among Sarah Jane Battle, Emeline Smith and Isadore Butler. The remaining shares went to the colored tenants who were once his slaves and continued with him and served him faithfully. This share was to be divided into eight equal shares to wit: (#1) one-half share to Ely. (#2) one-half share to John. (#3) one-half share to Jerry. (#4) one-half share to Tom Lester. (#5) one-half share to Sam Houston. (#6) one-half share to old Lucy. (#7) one-half share to little Lucy. (#8) one-quarter share to Fannie. (#9) one-quarter share to Meek. (#10) one-half share to Alsa. (#11) one-quarter share to Peter. (#12) one-half share to Creasy. (#13) one-quarter share to Sally. (#14) one-quarter share to Siller. (#15) one-quarter share to Albert. (#16) one-quarter share to Sarah-Odelia. (#17) one-quarter share to Lauriann. (#18) one-quarter share to Jane. (#19) one-quarter share to Josephine. (#20) one-eighth share to old Mariah. (#21) one-quarter share to Calvin Jenkins. (#22) one-quarter share to Eliza. (#23) one-eighth share to Dennie. (#24) one-eighth share to be equally divided between Josiah, the house boy and Proffit and little Tom. The remaining one-eighth share was to be divided equally among Sam, Maude, Lizy and Jemmima. The testator had owned all the above Negroes except Calvin Jenkins. 15th: The testator nominated and appointed George W. Smith, Esq., Frank W. Washington and Theodore Smith as his executors.

October 2, 1871, County Court: The will of General William Hunter Smith (deceased) was presented for probate, was proven by witnesses and recorded.

November 4, 1871, Chancery Court: J. [James] H. Patterson, administrator vs C. C. Vaulx & J. W. Vaulx & others. The court noted the death of William H. Smith, defendant. Upon motion of the complainants, the cause had been revived against George W. Smith, Theo Smith and F. W. Washington, executors of William H. Smith (deceased).

January 1, 1872, County Court: F. W. Washington and Theo Smith filed an inventory of the real and personal estate of General W. H. Smith (deceased). The deceased had held stock in the 1st National Bank, Murfreesboro; Nashville & Chattanooga Rail Road Co.; Murfreesboro, Lascassas, Milton and Liberty Turnpike Co., Murfreesboro Liberty Turnpike Co.; Murfreesboro & Wilkinson Roads Turnpike Company; and bonds on the Corporation of the town of Murfreesboro. General Smith had one-third interest in the firm of Smith & Washington. The inventory had shown an extensive list of notes due. The inventory had listed six tracts of real estate totaling 1,082 acres and a 40-acre tract of cedar land.

July 10, 1872, Circuit Court Enrolling Docket #6, pg. 372: F. [Francis "Frank"] W. Washington and Theodore Smith, executors of W. H. Smith (deceased). The plaintiffs sued for \$2502.58 that had been due on a note as of January 8, 1869. The defendant had not appeared and the plaintiffs had been awarded \$399.50, the balance of the debt.

August 7, 1872, August 26, 1872, February 4, 1874, County Court: J. R. [Dr. John R.] Bedford was appointed guardian for Thomas I. Bedford, his own child and minor heir at law of William H. Smith (deceased).

October 26, 1872, October 31, 1872, Chancery Court: Thomas B. Miles vs Polly Campbell et al. Defendants Isabella Campbell and Elizabeth Campbell were minors and the court had appointed a guardian ad litem to defend them. The house and lot in question could not be partitioned as the house was worth 75% of the value of the house and lot. The court had valued the house and lot at \$2500 cash or \$3000 for a sale on a credit from one to two years. According to the testator's will, Polly Campbell was to live there as long as she was alive and after her death, the testator willed that it be divided between her two children, Isabella Campbell and Elizabeth Campbell. The complainant that owned one-fourth of the house and lot was of age and he wanted his part of the property. Since the property was not susceptible to partition, the court had ordered its sale. Three-fourths of the proceeds belonged to the defendants and the court had ordered that they be reinvested into suitable real estate.

March 11, 1873, Circuit Court: Frank W. Washington & Theodore Smith, executors of W. H. Smith (deceased) vs William Spence. The defendant had confessed judgment of \$824.48 in debts plus \$197.02 in accrued interest. The court considered that the

plaintiffs recover the entire sum plus costs for which execution had been issued.

May 5, 1873, County Court: W. [William] H. Washington was appointed guardian for John H. Washington, a minor child of F. [Francis "Frank"] W. Washington and heir at law of W. H. Smith (deceased).

November 12, 1873, Circuit Court: Theodore Smith & F. W. Washington, executors of W. H. Smith (deceased) vs W. [William] H. Wallace, principal and James F. Fletcher, endorser. A defendant had confessed judgment in favor of the plaintiff in the amount of \$1000 plus \$262 interest. The court considered that the plaintiffs was to recover the full amount plus costs from the defendants.

January 7, 1874, August 4, 1875, September 3, 1877, October 7, 1877, September 3, 1878, County Court: George W. Smith was appointed guardian for Miss L. A. [America] Smith, his own child and legatee by the will of William H. Smith (deceased).

March 12, 1874, Circuit Court: Theodore Smith & F. W. Washington, executors of W. H. Smith (deceased) vs James M. King. The defendant had made a default judgment in favor of the plaintiff in the amount of \$399.50 in debt plus accrued interest. The court considered that the plaintiff was to recover the entire amount plus court costs.

June 5, 1874, October 20, 1875, Chancery Court: T. [Thomas] B. Miles vs Polly Campbell et al. The Clerk & Master had auctioned on December 13, 1873, the house and lot where Mrs. Polly Campbell had resided. F. W. [Ferdinand Washington] Miles had purchased the house for \$2505. After deducting the costs associated with the sale, T. [Thomas] B. Miles had received one-fourth of the proceeds, and the defendants had received the remainder of the proceeds.

October 21, 1874, Chancery Court: F. W. Washington and Theodore Smith, executors of William H. Smith (deceased) vs [Dr.] John R. Bedford and his wife, America C. [Smith] Bedford; Lucy Bedford, executrix of William H. Bedford (deceased) and against Lucy Bedford in her own right. Lucy Bedford had a suit pending in Circuit Court to recover \$750 on a note given by America C. [Smith] Bedford on March 6, 1869, and payable in two years to William H. Bedford, her testator. She had a second suit on a note given by America C. [Smith] Bedford for the same amount also payable in two years to Lucy Bedford. William H. Smith (deceased) had been security on both notes. At that time, it had been well known to John R. and America C. [Smith] Bedford that William H. [Hunter] Smith (deceased) was without children and lineal descendants. The testator was the uncle-in-law of America and the uncle of John R. Bedford and they would receive the absolute title to a lot fronting twenty-two feet on the north side of the public square and running back to College Street. In February 1870, the testator had conveyed to America an eleven-foot section of the lot running from the square to College Street. When the testator conveyed the eleven-foot section of the lot, he had been erecting a store room/business house and a business office on the twenty-two foot section of the lot. After the buildings had been completed in 1870, John R. Bedford had the use and rents of the two buildings. John R. Bedford had occupied the building fronting on College Street as a medical office. William H. [Hunter] Smith had died on September 26, 1871 and had devised to America C. Bedford the twenty-two foot lot for her sole and separate use and with the power to dispose of it as she saw fit. **Note:** There is not room here to cover the remainder of the suit that is quite complicated and involved pages of depositions.

April 12, 1876, Chancery Court: F. W. Washington and Theodore Smith, executors of William H. Smith (deceased) vs Elizabeth [Butts] A. Ridout, executrix of Thomas Ridout (deceased); Raiford Blackman and wife, Ann [Ridout] Blackman; B. F. [Franklin] Puckett and wife, Elizabeth [Ridout] Puckett; Mary [Ridout] Henry, a feme sole; and Thomas Ridout Jr.; John R. Bedford, all of Rutherford County; Mary C. [Cornelia Bedford] Burtwell of Wilson County; Charles R. Bedford of Alabama; and Mary [Smith] Dowling, a feme sole of Cannon County. At the time of his death, the testator had held four notes on Thomas Ridout (deceased) that totaled \$2165 plus interest. Thomas Ridout (deceased) had executed a mortgage to the testator on a tract of land with the power to sell to secure payment of the notes. Thomas Ridout had died in 1874. No payment had been made on any of the notes. The complainant prayed to the court for a decree to sell the land for payment of the notes.

November 1, 1876, Chancery Court: F. W. Washington and Theodore Smith, executors of William H. Smith (deceased) vs Elizabeth A. [Butts] Ridout, executrix of Thomas Ridout (deceased); Raiford Blackman and wife, Ann [Ridout] Blackman, et al. Mrs. Ann [Ridout] Blackman, Eliza [Ridout] Puckett, Mary [Ridout] Henry and Thomas Ridout, Jr. had been devisees of Thomas Ridout (deceased). The other defendants named Bedford, Burtwell and Dowling were the only heirs of W. H. Smith (deceased). The court had ruled that the mortgage held by the estate of W. H. Smith (deceased) was to be foreclosed and the lands were to be sold for payment of \$2786.80 including interest. The executors of W. H. Smith (deceased) had been given permission to bid the amount of the recovery for the benefit of their testator's estate.

April 19, 1877, Chancery Court: The 100 acres had been auctioned on February 10, 1877 and had been purchased by the executors of W. H. Smith (deceased) for the use and benefit of the estate of the deceased for \$2000. The purchasers had not paid the Clerk & Master any money except \$96.81 for costs and commissions but had credited their judgment for \$1903.19. The court had divested title from Elizabeth A. [Butts] Ridout, executrix of Thomas Ridout (deceased); et al. and had vested title in the two executors to be held by them for the use and benefit of the deceased's estate with a writ of possession.

October 20, 1877, Chancery Court: The court issued an injunction against John R. Bedford and wife, America [Smith] Bedford, concerning a suit originally brought in 1874 regarding two notes. The Bedfords appealed to the Tennessee Supreme Court.

November 17, 1877, Circuit Court: F. W. Washington, Theo Smith and W. H. Washington vs Bennett Smith and Ephraim Smith. The plaintiffs were seeking sale of a warehouse to satisfy debts. The defendants were minors and a guardian ad litem had asked the court to carefully protect their rights.

November 26, 1877, Circuit Court: The court had found that F. W. Washington, Theo Smith and William H. Smith had been joint owners of the lot and storehouse, each owning one-third interest. William H. Smith had died and had bequeathed his one-third share to William H. Washington, William Bennett Smith and Ephraim Smith as tenants in common. The court had found that the property could not be divided and had directed it be sold for a minimum of \$5000.

Rutherford Co., TN Marriage records: William H. Smith married United America Smith on April 25, 1816. John R. Bedford married Matilda Smith on December 6, 1809. Francis W. Washington married Sarah C. Crockett on October 18, 1849. John P. [Parke] Smith married Elizabeth K. Sims on April 28, 1830. John P. Smith married America C. Johnson on January 5, 1851. John R. Bedford married A[merica] C. Smith on July 12, 1859. Theo Smith married Matilda Bedford on October 27, 1867. John M. Dowling married Mary W. Smith on October 28, 1851. William M. Battle married Sarah Jane Smith on January 24, 1828. William R. Butler married Isadora Smith on November 1, 1859.

Tennessee State Marriages, 1780-2002: James E. Manson married Ann Eliza Crockett on January 30, 1844 in Davidson County.

Alabama Marriage Collection, 1800-1969: John T. Burtwell married Cornelia Bedford on August 29, 1833 in Lauderdale Co., AL. John R. Bedford married Columbia Till on June 12, 1845 in Lauderdale Co., AL.

1850 Rutherford Co., TN Census, Wilkinsons Crossroad Dist.: Wm. H. Smith, 52 NC; United America Smith, 51 VA; America L. Johnson, 18.

1860 Rutherford Co., TN Census, Dist. 7 (Wilkinson's Crossroads): W. H. Smith, 63 NC; E. C. Smith (f), 60 VA.

1870 Rutherford Co., TN Census, Dist. 7: William Smith, 72 NC; Theodore Smith, 25 merchant; Matilda Smith, 24 AL; Bennett Smith, 2; Ephraim Smith, 12.

1850 Rutherford Co., TN Census, May Dist. John Smith, 40; Elizabeth Smith, 38; James Smith, 19; Olivia Smith, 17; Isabella Smith, 14; Lineas Smith, 10; Leonard Smith, 8; Robert Smith, 4; Josephine Smith, 3; Eugene Smith, 5 months. **[Note:** This is John Parke Smith, who the Testator referred to as "my old friend John P. Smith."

1850 Lauderdale Co., Alabama Census: John R. Bedford, 30 TN, Physician; Adaline Bedford, 24 AL; Matilda Bedford, 4 AL; Ann Bedford, 3 AL; Charles Bedford, 2 AL.

1860 Rutherford Co., TN Census, Murfreesboro: J. R. Bedford, 35, M. D.; A. C. Bedford (f), 28; J. M. Bedford (f), 13; C. R. B. Bedford (m), 9; A. A. Bedford (f), 8.

1870 Rutherford Co., TN Census, Murfreesboro: J. R. Bedford, 45 Physician; America Bedford, 38; Charles Bedford, 19; Ann Smith, 19; William Bedford, 9; Mary Bedford, 6; Thomas Bedford, 3; Foster Bedford, 8 months. **[Note:** Based on this census, both J. R. Bedford and America Smith had been previously married. America [Johnson - Smith] Bedford, had been the widow of John P. Smith (died 1854 - see Vols. II & III). John R. Bedford married Columbia Till in Lauderdale Co., AL.

1900 U. S. Census, Davidson Co., Nashville, TN: America Falconette, 52 b. March 1848 AL, widowed; Mary Falconette, daughter 26 b. March 1874; Laura Burtwell, sister, 52 b. May 1848 AL.

Washington Cemetery, Manson Pike: General William Hunter Smith, Dec 25, 1797 – Sep 26, 1871. (United) America Smith, Oct 12, 1789 [?98] – Nov 30, 1864. Sarah Catherine Washington, Feb 2, 1831 – Sep 20, 1901. Francis Whiting Washington, 4 Apr 1828 - 12 Nov 1908. Hunter O. Smith, Dec 4, 1846 – Jan 9, 1897.

1157. No entry for this number

1158. No entry for this number

1159. Smotherman, Eldridge M. Died in 1864, intestate. [Cont'd from Vols. II & III].

[Note: He was said to have been murdered by "home guards" [Federal] during the Civil War. His wife, Susan T. May, married 1st Charles G. O. Smith; 2nd Eldridge Smotherman; and, 3rd Anthony North.

March 14, 1877, Circuit Court: Joseph P. Smotherman, William T. Smotherman, Richard N. Smotherman and Anthony North vs George M. Smotherman, E. [Eldridge] T. Smotherman & Sally Smotherman. Joseph P. Smotherman had purchased land sold at auction. He had also purchased the shares, 1/12 each, of R. [Robert] M. Smotherman, James M. Smotherman, George M.

Smotherman and R. [Richard] N. Smotherman, brothers of Eldridge Smotherman (deceased). It was said that William T. Smotherman had been a partner of Joseph P. Smotherman. The second and last note for payment had not been paid and was past due. The aggregate amount was \$551.25. The recovery was to be a lien on the land sold.

November 27, 1878, Circuit Court: Joseph P. Smotherman, William T. Smotherman, Richard N. Smotherman and Anthony North vs George M. Smotherman, Eldridge T. Smotherman & Sally S. Smotherman. The two tracts land had been sold for \$1200 to Joseph P. Smotherman and William T. Smotherman. The final balance of \$304.75 including interest had been paid to Anthony North, guardian of Eldridge T. Smotherman and Sallie S. Smotherman.

February 2, 1880, County Court: Anthony North, guardian for Sallie Smotherman, a minor heir of Eldridge Smotherman (deceased), made a settlement with the court.

1160. Smotherman, Elijah Died in July 1867, testate. [Cont'd from Vol. III].

Note: Widow, Nancy Smotherman.

May 28, 1872, County Court: A. [Andrew] J. Smotherman; M. [Mary] E. Smotherman; Susannah Smotherman and James A. Smotherman, minors who appeared by next friend, D. [David] S. Skillern vs Henry V. Alexander, guardian of petitioners. H. [Henry] V. Alexander had been appointed guardian of the petitioners in 1867. The petitioners had permanently moved to Wayne Co. where D. [David] S. Skillern had been appointed their guardian. The petitioners prayed for a decree to move their estate to Wayne Co. to be used for their support and maintenance. They asked that their present guardian make a settlement with the court and then turn over their assets to D. [David] S. Skillern. H. [Henry] V. Alexander had asked for time to turn over the funds as some of them were loaned out.

March 3, 1875, December 6, 1875, County Court: John W. Smotherman, guardian for J. [Joseph] E. Lamb, L. [Lovie] Ann Lamb and Charles L. Lamb, minor children of B. F. Lamb and heirs at law of Elijah Smotherman (deceased), made a settlement.

December 7, 1876, County Court: J. [John] W. Smotherman et al. vs Seth Bacon & wife et al. Order pro confesso. Elbert J. Smotherman; Jasper Coursey & wife, Frances [Smotherman]; Seth Bacon & wife, Mollie [Smotherman]; Allen Smotherman & Joel Smotherman; D. [David] S. Skillern and Elizabeth Smotherman failed to appear in court and an order of pro confesso had been issued for them. L. [Lovie] A. Lamb; C. [Charles] L. Lamb; Andy Johnson [Lamb]; Mary E. Smotherman, Susan S. Smotherman & James A. Smotherman, M. L. Bacon, Milton Smotherman & Mary J. W. P. Smotherman were minors without guardian. The court had appointed a guardian ad litem for them. The clerk had been instructed to determine if the land could be partitioned, and if so, to determine whether the interests of W. [William] J. Spence and J. [John] W. Smotherman could be equitably partitioned.

December 8, 1876, County Court and Enrolled Cases #3, pg.405: John W. Smotherman; W. [William] J. Spence & wife, Jane [Holden] Spence; Elizabeth [Smotherman] Rowland of Coffee Co.; Elijah Dunn & wife, Mary [Smotherman] of Kentucky; W. [William] A. Ransom and Francis Jackson of Rutherford County; vs Seth Bacon & wife, Mollie [Smotherman]; L. [Lovie] A. Lamb & C. [Charles] L. Lamb of Coffee County; Elbert Smotherman; Jasper Coursey & wife, Frances [Smotherman]; Allen Smotherman; Joel Smotherman of Missouri; Andy Johnson Smotherman; Mary E. Smotherman; Susan S. Smotherman; James S. Smotherman and D. [David] S. Skillern of Wayne Co. The clerk presented evidence that the 2 1/6th shares of W. [William] J. Spence and 1 1/2 shares of John W. Smotherman could be cut off in a body without injuring the remaining interests in the land. The widow of the testator [Nancy Smotherman] had died in 1875. Title to the land that had been bequeathed to his widow during her lifetime and was vested absolutely to all the heirs at law of the testator to wit: John W. Smotherman; Jane [Holden] Spence; Elizabeth [Smotherman] Rowland; Mary [Smotherman] Dunn; Sophia [Smotherman] Lamb (deceased) leaving children James A. Lamb, G. A. Lamb; W. [William] F. Lamb; J. [Joseph] E. Lamb; L. [Lovie] A. Lamb and C. [Charles] L. Lamb. The first four had sold their respective interest in the land. The testator had other children to wit: Elbert Smotherman (deceased) who had left surviving him Polina J. [Smotherman] Rowland who had sold her share to J. [John] W. Smotherman; Elbert Smotherman; Frances [Smotherman] Coursey; Mollie [Smotherman] Bacon, Allen Smotherman and Joel Smotherman making in all six children. The testator had left another son, James A. Smotherman (deceased), who had left surviving him Andy J. Smotherman; Mary E. Smotherman; Susan Smotherman and James Smotherman, all minors. The court had ruled that there were seven distributive shares of the tract of land. John W. Smotherman was the owner of a one-seventh share plus two-sixth of the share of Sophia [Smotherman] Lamb (deceased) and one-sixth of the share of Elbert Smotherman (deceased). W. [William] J. Spence was entitled to one-seventh share plus one-sixth of the share of Sophia [Smotherman] Lamb (deceased) and to the one-seventh (full share) he had purchased from Mary [Smotherman] Dunn. The remainder of the complainants and defendents were each entitled to a one-seventh share. The real estate had consisted of a tract of 135 acres and a 5 acre tract of cedar land. John W. Smotherman had died during this case and it had been revived with Barton Smotherman, his administrator. The shares of W. [William] J. Spence and J. [John] W. Smotherman could be partitioned together from the tract. No decision was made as to the disposition of the remaining land.

February 4, 1878, May 6, 1880, County Court: Richard Ransom was appointed guardian for Charles L. Lamb child of B. F. Lamb and heir at law of Elijah Smotherman (deceased).

September 20, 1878, Chancery Court: E. R. Staggs and D. [David] S. Skillern of Wayne Co., and W. H. Ransom of Rutherford County vs Elizabeth [Smotherman] Rowland of Coffee Co.; L. [Lovie] A. Lamb and C. [Charles] L. Lamb of Coffee Co.; Elbert Smotherman; Jasper Coursey & wife, Frances [Smotherman]; Seth Bacon & wife, Molly [Smotherman], Allen Smotherman and Joel Smotherman, all non-residents of Tennessee and Susannah Smotherman and James H. Smotherman of Lawrence Co. The testator had died leaving a small tract to his wife for life, the remainder to his heirs at law. His widow, Nancy Smotherman, had died in 1875. In 1876, John W. Smotherman & others had filed a petition to have the land partitioned. Defendants were tenants in common to a tract of 62 acres and a 2-acre cedar tract. The complainants had prayed for a decree of sale since the large number of heirs and the small acreage would prevent equitable partition. On February 7, 1879, the Clerk & Master had reported the sale for \$8 per acre, the minimum price.

February 7, 1879, Chancery Court: The Clerk & Master had auctioned 6½ acres for \$8 per acre.

April 21, 1880, Chancery Court: E. R. Staggs & others vs Elizabeth [Smotherman] Rowland. The person who had purchased the 62 acres on February 1, 1879 had paid part of the purchase money and had sold the tract to Kinion Carlton provided he paid the balance due on the purchase money.

Rutherford County Marriage records: W. J. Coursey married F. A. Smotherman on August 2, 1868. J. A. Dunn married M. P. Smotherman on February 17, 1861. B. F. Lamb married Sophia Smotherman on July 24, 1845. Thomas T. Rowland married Elizabeth Smotherman on October 5, 1843. James G. Rowland married Polena J. Smotherman on November 21, 1867.

1870 U. S. Census, Coffee Co., TN Dist. 10: B. F. Lamb, 50 Farmer; Elizabeth Lamb, 22; Joseph Lamb, 15; Lovie Ann Lamb, 12; Charles Lamb, 12; John Lamb, 5.

U. S. Civil War Soldiers, 1861-1865: B. F. Lamb 45th Regiment, Tennessee Infantry Confederate

1161. Smotherman, Elizabeth Died before August 7, 1871, intestate.

Note: 2nd wife of Alfred Smotherman.

August 7, 1871, County Court: The court noted the death of Elizabeth Smotherman and appointed Alfred Smotherman as administrator of her estate for the purpose of transferring a land warrant – it being the only property of the estate.

Rutherford Co., TN Marriage records: Alfred Smotherman married Elizabeth Smotherman on August 12, 1847.

1870 Rutherford Co., TN Census, Dist. 14 (Middleton): Alfred Smotherman, 56; Elizabeth Smotherman, 48; Anderson Smotherman, 21; Fount Smotherman, 15; Lorenzo D. Smotherman, 12; John A. Smotherman, 11; Melissa Smotherman, 10; Rhoda A. Smotherman, 8; Sarah J. Smotherman, 6.

1162. Smotherman, Henry Died before March 23, 1876, intestate.

Note: Probably son of Alfred Smotherman and his 1st wife.

March 23, 1876, Circuit Court: Thomas Smotherman vs Henry Smotherman. The court noted that the defendant had died. The cause was to be revived against the administrator of the deceased.

Rutherford Co., TN Marriage records: Henry Smotherman married Martha J. [Jane] Smotherman on May 21, 1856.

1850 Rutherford Co., Census, Middleton Dis.: Alford Smotherman, 35; Elizabeth Smotherman, 29 NC; Elizabeth A. Smotherman, 18; Henry W. Smotherman, 14; James D. Smotherman, 13; Amanda Smotherman, 12; Susan V. Smotherman, 11; Charles W. Smotherman, 10; Mary A. Smotherman, 9; D. D. Smotherman (m), 7; Robert H. Smotherman, 3; A. J. Smotherman (m), 1

1870 U. S. Census, Bedford Co., TN, Dist. 9: Henry Smotherman, 35 Chicken farmer; Jane Smotherman, 32; Pasda Smotherman (f), 10; Sallie Smotherman, 7; Fanny Smotherman, 3.

1163. Smotherman, Hugh ["Hewey"] Died on or about December 15, 1875, intestate.

Note: Hugh Smotherman, son of Thomas Smotherman, 1796 - 1875, & wife Nancy [Douglas] Smotherman, 1802 - 1861, are buried in the Haynes Cemetery near the Link Community. From The Christian Advocate, June 3, 1876: "Hugh Smotherman was born 29 Feb 1796, and died 15 Dec 1875. At the age of eighteen he was married to a lady whose name was Douglas. With her many years of his life were happily spent. She died, leaving "a good report." During the late civil war he was married to Miss Jane Dunn, an excellent Christian lady.....He lived to bury one wife and seventeen children.....was an exemplary member of the Methodist Church...." A genealogy provided in the documents is listed at the end of this record.

January 3, 1876, County Court: The court noted the death of Hugh Smotherman and appointed James S. Smotherman and Martha Jane [Dunn] Smotherman as administrator and administratrix of the deceased's estate. Barton Smotherman provided part of the security for the \$3500 bond. Commissioners were appointed to set apart to Mrs. M. [Martha] J. [Dunn] Smotherman, widow of the deceased, \$75 for one year's support. She had refused to take any more. The commissioners also had presented an extensive list of property they had set apart to the widow that was exempt from execution.

January 7, 1876, County Court and Enrolled Cases #3, pg 382: Martha J. [Dunn] Smotherman, administratrix of Hugh Smotherman (deceased) and James S. Smotherman in his own right and as administrator of Hugh Smotherman (deceased); James McGill and wife, Elizabeth [Smotherman] McGill; James Stem and wife, Polly [Smotherman] Stem; Robert Maxwell; James W. Smotherman and wife, Mahulda [Maxwell]; Caroline Maxfield Joseph Maxfield; John S. Lokey and wife, Charity [Smotherman - Sudberry]; vs Albert K. [Kelly] Smotherman and Nancy J. Smotherman and their guardian, Barton Smotherman and Amos F. Smotherman of Marshall Co., a minor without guardian; Martha J. Smotherman; Houston Smotherman; Ruth Smotherman and Lydia Smotherman, of Rutherford Co., minors without guardian; Abraham Douglas and wife, Nancy [Smotherman - Smotherman] of Marshall Co.; John H. Smotherman; Nancy A. [Smotherman] Stem and husband Edward Stem; Joseph Smotherman and Robert Lee Smotherman of Rutherford Co., minors without guardian; Mary A. Maxwell, a minor without guardian; Hugh Smotherman, Greenberry Smotherman and Mary F. Smotherman of Kentucky. Hugh Smotherman had died on or about December 15, 1875. He had left surviving a widow, Martha J. [Dunn] Smotherman, and children to wit: James S. Smotherman, Elizabeth [Smotherman] Gill, wife of James Gill; Greenberry Smotherman who had died before his father leaving the following children who lived in Kentucky to wit: Hugh Smotherman, Greenberry B. Smotherman, Jr., Mary F. Smotherman; Mrs. Polly [Smotherman] Stem, wife of James Stem; Nancy [Smotherman - Maxwell] Douglas, wife of Abraham Douglas of Marshall Co.; Malinda [Smotherman] Smotherman who had died before her father leaving the following children to wit: John H. Smotherman, Nancy A. [Smotherman] Stem, wife of Edward Stem, Joseph Smotherman and Robert Lee Smotherman; Margaret [Smotherman] Maxwell who had died leaving the following children to wit: Robert Maxwell, Malinda [Maxwell] Smotherman, wife of James W. Smotherman, Cornelius Maxwell, Joseph Maxwell, and Mary A. Maxwell. The deceased had owned about 300 acres of real estate. The widow prayed for the assignment of dower and a homestead valued at \$1000 to include mansion house.

March 9, 1876, County Court: The administrator of the estate presented an inventory and sale list of the estate to the court. The list of items sold at the sale was extensive.

June 5, 1876, County Court: Martha J. [Dunn] Smotherman, widow and administratrix, and James S. Smotherman, administrator, vs Albert K. [Kelly] Smotherman et al. Amos F. Smotherman, Martha J. Smotherman, Houston Smotherman, Ruth Smotherman, Lydia Smotherman, Nancy A. [Smotherman] Stem, Joseph Smotherman, Robert Lee Smotherman, Mary A. [Smotherman] Maxwell, Greenberry Smotherman, and John H. Smotherman were all minors and a guardian ad litem had been appointed. Publication had been made for five weeks for Hugh Smotherman, Mary F. Smotherman, John H. Smotherman. Abram Douglas and wife, Nancy [Smotherman - Maxwell] Douglas had been subpoenaed. Hugh Smotherman had died about December 10, 1875. He had left a widow, Martha J. [Dunn] Smotherman and the other parties to this suit were his children, grandchildren and heirs at law. The deceased had owned two tracts of land, one of 300 acres and a second of 160 acres. The widow was entitled to dower from this. Commissioners were appointed to set apart to the widow her dower to include the mansion house and other buildings used and occupied by the deceased before his death. The widow was also entitled to a homestead valued at \$1000.

July 6, 1876, County Court: Martha J. [Dunn] Smotherman, widow and administratrix, and James S. Smotherman, administrator of Hugh Smotherman (deceased) vs Albert K. [Kelly] Smotherman, Nancy J. Smotherman, Barton Smotherman, guardian, et al. Commissioners had set apart 107 acres as dower for Martha J. [Dunn] Smotherman, widow of Hugh Smotherman (deceased).

February 8, 1877, February 23, 1878, County Court: J. [James] S. Smotherman, administrator, made an estate settlement.

March 14, 1877, Circuit Court: Thomas Smotherman vs Huey Smotherman. The case was referred to arbitration where J. T. Smotherman was awarded \$50 from the deceased's estate.

December 2, 1878, September 11, 1880, County Court: C. C. Smotherman was appointed guardian for Joseph G. Smotherman, his own child and heir at law of Hugh Smotherman (deceased).

March 7, 1881, County Court: Abram Douglas & others vs Robert Maxwell & others. Joe Smotherman, Robert Lee Smotherman, Levie Smotherman, Jane Smotherman, Rutha Ann Smotherman, Houston Smotherman and Lydia Smotherman had a guardian

ad litem appointed for them. Robert Maxwell; Cornelius Maxwell; James H. Smotherman & wife, Malinda [Maxwell]; Joseph Maxwell; Mary Anne Maxwell; John Smotherman and Fannie Smotherman had been served by the sheriff except the two latter for whom publication was made as they were non-residents. None of the above had appeared in court so a verdict of pro confesso had been issued for them. The clerk had been directed to collect additional information before the case came to court.

March 11, 1881, County Court: Abram Douglas & others vs Robert Maxwell & others. The clerk reported that it had been impossible to divide the land into the required number of shares and give wood and water to each share and recommended that the land be sold for partition at a minimum of \$2.50 per acre.

April 6, 1881, County Court: Abram [Maxwell] Douglas and wife & others vs Robert Maxwell & others. The commissioner had sold the land on April 2, 1881. The 102 acres tract had brought \$2.50 per acre and the 10 acre tract had brought \$10 per acre.

Rutherford Co., TN Marriage records: James Stern married Mary Smotherman on September 9, 1841. James J. Maxwell married Nancy Smotherman on September 3, 1846. Abner T. Maxwell married Margaret Smotherman on August 16, 1846. Greenberry Smotherman married Nancy Holden on January 11, 1842. Uriah Smotherman married Elizabeth W. H. Simpson on December 8, 1857. Benjamin F. Boyce married Nancy Jane Smotherman on June 27, 1877. Abram Douglas married Nancy Maxwell on August 24, 1847. John H. Sudberry married C. T. Smotherman on January 31, 1859. John S. Lokey married Charity Sudberry on December 24, 1867. Joseph E. Stern married Nancy E. Smotherman on July 24, 1874.

Tennessee State Marriages, 1780-2002: Hugh Smotherman married Jane Dun on 6 August 1862 in Bedford County.

1850 Rutherford Co., TN Census, Versailles Dist: Abner Maxwell, 21 Farmer; Margaret Maxwell, 20; Robert Maxwell, 2; C. Maxwell, 1 month (f).

1850 Rutherford Co., TN Census, Versailles Dist: H. Smotherman, 50 NC; Nancy Smotherman, 48 NC; Jane Smotherman, 16; Mary Smotherman, 14; H. A. Smotherman, 13 (m); Joshua Smotherman, 10; C[harity] Smotherman, 8; H. Smotherman (f), 7.

1860 Rutherford Co., TN Census, Dist. 10 (Versailles): [no ages were given] H. Smotherman (m); N. Smotherman (f); J. Smotherman (m); M. F. Smotherman (f).

1860 Lauderdale Co., AL Census: James S. Smotherman, 44 TN; Rebecca Smotherman, 42 NC;

1870 Rutherford Co., TN Census, Dist: 10 (Versailles): Hugh Smotherman, 74 NC; Jane Smotherman, 42 NC; Kelly Smotherman, 13 NC; Nancy J. Smotherman, 10 NC.

1870 Rutherford Co., TN Census, Dist 10 (Versailles): Josiah Smotherman, 30 Farmer; Mary Smotherman, 23; Olivia Smotherman, 5; Ruth Smotherman, 3; Houston Smotherman, 1.

Hugh Smotherman, (1796 - 15 Dec 1875) m. 1st abt 1815, Nancy Douglas, (1802 - 14 Oct 1861), both buried in Haynes Cemetery, Rutherford Co., TN; m. 2nd 6 Aug 1862 in Bedford Co., TN, Martha Jane Dunn (1828-__)

1. James S. Smotherman, (1816-1895) died in Lauderdale Co., AL, m. Rebecca Stem.
2. Greenberry B. Smotherman, Sr. (1824-1850) m. 11 Jan 1842 in Rutherford Co., TN, Nancy Holden (1822-__)
 - a. Mary Frances Smotherman, m. John Hugden [? Higden]
 - b. Uriah Smotherman
 - c. Greenberry B. Smotherman, Jr.
3. Mary "Polly" Smotherman (1824-11 Aug 1897 in Rutherford Co., TN, m. 9 Sep 1841 in Rutherford Co., TN, James Stem (1819-1888)
4. Elizabeth Smotherman (1826-__) m. James McGill
5. Nancy Smotherman (1828-__) m. 1st 3 Sep 1846 in Rutherford Co., TN, James J. Maxwell (d. bef 1847); m. 2nd 24 Aug 1847 in Rutherford Co., TN, Abram Douglas.
6. Margaret Smotherman (1830-__), m. 1st Calvin Smotherman; m. 2nd 16 Aug 1846 in Rutherford Co., TN, Abner T. Maxwell (1829-__). They lived in Putnam Co., TN.
 - a. John Smotherman
 - b. Nancy Elizabeth Smotherman, m. Edward Stem
 - c. Joseph "Joe" Greenberry Smotherman
 - d. Robert Lee Smotherman
 - e. Robert Maxwell (1848-__)
 - f. Cornelius Maxwell (1849__)
 - g. Joseph Maxwell
 - h. Malinda Maxwell m. James H. Smotherman
 - i. Mary Ann Maxwell

7. Malinda Jane Smotherman (1834-___), m. Calvin Curlee Smotherman (? d. Civil War)
 - a. James G. Smotherman (1853-)
 - b. Nancy E. Smotherman (1856-)
 - c. Julia A. Smotherman (1859-)
 - d. Newton Smotherman (1860-)
8. Mary Ann Smotherman (1836-bef 1875), m. Joseph "Joe" Smotherman (1827-bef 1875)
 - a. [Albert] Kelly Smotherman (1857-). Lived in Alabama.
 - b. Nancy Jane Smotherman (1860-d. in Rutherford Co., TN) m. 27 June 1877 in Rutherford Co., TN, Benjamin Franklin "Frank" Boyce
9. Uriah Smotherman (1837-___), m. 8 Dec 1857 in Rutherford Co., TN, Elizabeth W. H. Simpson. Both may have d. ca 1862.
 - a. Fannie Smotherman
 - b. Amos F. Smotherman, d. in ?Texas
10. Josiah/Joshua Smotherman (1840-___), m. 2 Mar 1864 in Rutherford Co., TN, Mary H. Holden (1844-)
 - a. Olivia "Levie" Jane Smotherman (1865-)
 - b. Rutha Ann Smotherman (1867-)
 - c. Houston Smotherman (1869-)
 - d. Lydia Smotherman (1872-1902) buried in Haynes Cenmetery, Rutherford Co., TN
11. Charity Ann Smotherman (1842- d. in Marshall Co., TN) m. 1st 31 Jan 1859 in Rutherford Co., TN, John H. Sudberry; m. 2nd 24 Dec 1867 in Rutherford Co., TN, John S. Lokey
12. H. Smotherman (female) (1843___)

1164. No entry for this number

1165. Smotherman, J[ohn] H. Died before January 7, 1880, intestate.

January 7, 1880, County Court: The court noted the death of J. H. Smotherman and appointed Calvin Smotherman as his administrator.

1166. Smotherman, John W. Died before November 6, 1876, intestate.

Note: The widow was known as Nancy M. E. Smotherman as well as Margaret N. E. Smotherman. Son of Elijah & Nancy Smotherman (see Vols. III & above.)

November 6, 1876, County Court: The court noted the death of John W. Smotherman and appointed Barton Smotherman as his administrator.

November 9, 1876, County Court: John W. Smotherman vs Seth Bacon & wife and others. The death of the complainant had been noted and the case had been revived in the name of Barton Smotherman, administrator of the deceased. Nancy M. E.. [Smotherman] Smotherman was the widow of the deceased and there were four children to wit: Elizabeth Smotherman, Barton Smotherman, Milton Smotherman and Mary J. W. P. Smotherman.

November 18, 1876, County Court: Commissioners had set aside the following provisions to Nancy M. E. [Smotherman] Smotherman, widow of the deceased: 6 best pork hogs; 30 barrels of corn; 50 pounds of sugar; 25 pounds of coffee; all the molasses on hand belonging to the estate; 10 bushels of wheat; 500 bundles of fodder; one stack of oats; one stack of hay at Joseph Underwoods; all the shucks on hand; one barrel of salt; 5 pounds of soda; one pound of pepper; one pound of ginger; one pound of spice and all the soap on hand.

December 5, 1876, County Court: Nancy M. E. [Smotherman] Smotherman, widow of John Smotherman (deceased) vs Elizabeth Smotherman, Barton Smotherman, Jr. et al. The intestate had owned a tract of 104 acres. The court appointed commissioners to set apart dower for the petitioner.

January 8, 1877, County Court: K. Carlton was allowed \$5 for holding an inquest over the body of J. W. Smotherman (deceased).

January 10, 1877, County Court: The administrator presented a list of personal property sold at auction.

October 19, 1877, Chancery Court: Barton Smotherman, administrator of John Smotherman (deceased) and Margaret N. E. [Smotherman] Smotherman, widow, and of J. [John] F. Tucker and wife, Lovey [Lamb] Tucker; Charles Lamb, a minor by next friend J. [John] F. Tucker and T. M. Jackson vs Elizabeth Smotherman, Barton Smotherman, Jr. and Milton J. Smotherman and William J. Spence and wife, Jane [Smotherman - Holden] Spence. The intestate had died in 1876 leaving a widow, Margaret N. E. [Smotherman] Smotherman, who had her dower of 35 acres set aside. He had also left three minor children to wit: Elizabeth

Smotherman, Barton Smotherman, Jr. and Milton J. Smotherman. There was a fourth child, Mary J. W. P. Smotherman, who had died intestate and unmarried after the death of her father. The intestate had owned a tract of land containing 104 acres. He also had owned one and three-sixths shares undivided of the lands of his late father, Elijah Smotherman (deceased). Before his death, Elijah Smotherman had begun proceedings to assign to W. [William] J. Spence and wife, Jane [Smotherman - Holden] Spence, daughter of Elijah Smotherman (deceased) and to the above listed heirs of John Smotherman (deceased), a tract of 68 acres valued by commissioners at \$1021.43. The interest of Spence & wife had been fixed at \$603.56 and the interest of the heirs of John Smotherman (deceased) at \$417.84. The administrator of the intestate had found the personal estate wholly inadequate to pay debts that amounted to about \$200. John Smotherman in his lifetime had been guardian of Lovey [Lamb] Tucker, wife of J. [John] F. Tucker, and Charles Lamb, a minor. The complainants charged that an undetermined sum had come into John Smotherman's hands from the estate of the grandfather of his ward, Elijah Smotherman (deceased), and he had invested some or all of it in the purchase of the home tract taking title to himself absolutely, although he had made a declaration that the land was for his wards. The complainants wanted the land sold and the money reimbursed to the minors. They also wanted an account taken to show what the minors were entitled to. A deposition by Joshua Mangrum listed the children of Ben and Sophia Lamb (deceased) as Lovey/Lovie [Lamb] Tucker, Charles [L.] Lamb, William [F.] Lamb, Jo [Joseph E.] Lamb, James [A.] Lamb, and G. H. [or A.] Lamb.

October 24, 1878, Chancery Court: All the Lamb children had received their share except Lovey [Lamb] Tucker and Charles [L.] Lamb. The widow had applied for dower but had been willing to accept money in lieu of dower. The case had been referred to Clerk & Master for further information.

February 27, 1879, Chancery Court: Barton Smotherman, administrator vs Elizabeth Smotherman & others. The Clerk & Master had auctioned a tract containing over 28 acres and had sold it for \$12 an acre. He also had sold 43 acres for \$3.35 an acre and 59 acres for \$7.20 an acre. The sale for the larger tract had been voided by failure of the purchaser to fulfill the terms of the sale. The Clerk & Master was to resell the land at a later date.

Rutherford Co., TN Marriage records: John W. Smotherman married Nancy M. E. Smotherman on December 12, 1866.

1870 Rutherford Co., TN Census, Dist. 10 (Versailles): John Smotherman, 27; Nancy Smotherman, 23; Nancy Smotherman, 2.

1880 Rutherford Co., TN Census, Dist. 4 (Mechanicsville): Nancy M. Smotherman, 33; Nancy P. Smotherman, 12 dau; James B. [Barton] Smotherman, 8 son; Milton J. Smotherman, 6 son.

1167. Smotherman, Joseph Died before January 7, 1868, intestate. [Cont'd from Vol. III].

Note: Son of Hugh Smotherman (deceased) – see above.

December 10, 1875, August 7, 1878, County Court: Barton Smotherman, guardian for Albert K. [Kelly] Smotherman and Nancy Jane Smotherman, minor heirs of Joseph Smotherman (deceased), made a settlement with the court.

August 2, 1880, County Court: Barton Smotherman, guardian for Albert K. [Kelly] Smotherman and Nancy Jane Boyce, formerly Nancy J. Smotherman, minor heirs of Joseph Smotherman (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: Frank [Benjamin Franklin] Boyce married Nancy Jane Smotherman on June 27, 1877.

1168. Smotherman, Lewis Died before November 6, 1865, intestate. [Cont'd from Vol. III].

February 1, 1875, County Court: Giles P. Hastings renewed his bond as guardian for James Smotherman, a minor heir of William Smotherman (deceased) and heir at law of Lewis Smotherman (deceased).

June 7, 1877, County Court: G. P. Hastings, guardian for James Smotherman and M. [Mary] F. Smotherman, minor heirs of Lewis Smotherman (deceased), made a settlement with the court.

1169. Smotherman, Nancy Died in 1875, intestate.

Note: Widow of Elijah Smotherman who had died in the summer of 1867, testate. (see Vol. III and above)

February 7, 1876, County Court: The court noted the death of Nancy Smotherman and appointed John W. Smotherman as her administrator. Barton Smotherman provided part of the security.

March 9, 1876, County Court: The administrator of the estate presented a sale list of the estate to the court. J. [John] W. Smotherman owed the estate \$317 in three notes.

November 6, 1876, County Court: John W. Smotherman, administrator of the estate, had died and the court appointed Kinion Carlton as administrator de bonis non.

May 10, 1879, County Court: Kinion Carlton, administrator de bonis non, made a settlement with the court.

December 20, 1881, County Court: J. H. Douglas was appointed guardian of James Smotherman, a minor child of Richard Smotherman (deceased) and an heir at law of Nancy Smotherman (deceased).

1870 Rutherford Co., TN Census, Dist. 10 (Versailles): Nancy Smotherman, 70 NC; Jane Holden, 37; Nancy Holden, 8

1170. Smotherman, Robert H. vs Mary Ann [Vincent] Smotherman – Divorce

May 23, 1870, Circuit Court: Wife was guilty of adultery. Decree granted.

Rutherford Co., TN Marriage records: R. H. Smotherman married M. A. Vincent on October 8, 1864.

1171. Smotherman, Robert M. Died December 9, 1874, testate.

Note: He was the son of Jonathan P. & Rebecca S. [May] Smotherman. Jonathan P. Smotherman died ca 1849 (see Vol. I, II & III). Rebecca S. [May] Smotherman married 2nd, John Henry Holt. Rebecca S. [May - Smotherman] Holt died ca 1871 (see above).

Date of will December 8, 1873. Date of probate April 8, 1874. First: The testator directed that all debts and funeral expenses be paid with money available from any source except three notes he gave W. L. Hill. Second: The testator wanted all money that came into the hands of the executor after debts and funeral expenses had been paid, to be invested in land for the benefit of his wife and two children, Mary R. Smotherman and Minus N. Smotherman. The executor was to consult his wife, Margaret E. [Carlton] Smotherman, to insure the land met her expectations. Third: The testator empowered his executors to sell any property not exempt under the poor law as they think best and apply the proceeds as before directed. Fourth: The testator appointed his brother, J. [James] M. Smotherman, and J. [Joseph] H. Cromer as his executors.

April 8, 1874, County Court: The will of R. [Robert] M. Smotherman (deceased) was presented for probate, was proven and recorded. J. [James] M. Smotherman and J. [Joseph] H. Cromer renounced their right to qualify as executors. Kinion Carlton applied for and was appointed administrator with the will annexed. The court appointed commissioners to set aside provisions sufficient for one year for Margaret [Carlton] Smotherman, widow of the deceased.

December 8, 1874, County Court: A sale list of the personal property of the estate of R. [Robert] M. Smotherman (deceased) was presented to the court.

September 3, 1877, County Court: Mrs. M. [Margaret] E. [Carlton] Smotherman was appointed guardian for Mary R. Smotherman and Minus N. Smotherman, minor heirs of R. [Robert] M. Smotherman (deceased).

November 7, 1877, County Court: Kinion Carlton, administrator, made an estate settlement with the court.

July 31, 1935, Chancery Court: M. [Minus] N. Smotherman & others vs J. R. Finter & others. Mrs. Margaret E. [Carlton - Smotherman] Dykes (deceased), who had died intestate in Rutherford Co. in 1932, was the mother of M. [Minus] N. Smotherman and Mary R. [Smotherman] Modrell by her first husband, Robert Smotherman who had died in 1874.

Rutherford Co., TN Marriage records: Robert M. Smotherman married Margaret E. Carlton on December 20, 1866. John N. Dykes married Mrs. Maggie E. Smotherman on April 29, 1880.

1870 Rutherford Co., TN Census, Dist. 14 (Middleton): Robert Smotherman, 24; Margaret Smotherman, 24; Mary Smotherman, 21; James Smotherman, 7 months.

Carlton Cemetery, on Snail Shell Cave Rd.: Robert M. Smotherman, 20 Jan 1846 - 9 Dec 1874. James B. Smotherman, 16 Nov 1869 - 10 Aug 1870.

Christiana Cemetery, on road to Plainview: Dr. John Netherlands Dykes (CSA Veteran - 31st Inf.), 1833 - 1915, & wife, Margaret E. Dyles, 1846 - 1931.

1172. Smotherman, Sarah [Mallard] Died September 27, 1873, testate.

Note: James Smotherman married ca 1824, Sarah [Mallard], the widow of J. Benjamin Hill, and daughter of Thornton Mallard. Sarah divorced James Smotherman on grounds of adultery on 23 Oct 1849, Chancery Court (see Vol. II).

Will dated January 31, 1866. Will probated October 6, 1873. **First:** The executor was directed to pay debts and funeral expenses expeditiously. **Second:** The testatrix bequeathed to her three daughters to wit: [Harriet] Indiana [Smotherman] McKay; Mary Smotherman and Rebecca [Smotherman] Dunn her two beds & bedsteads, Beaughrough chest, safe and saddle to be equally divided among them. **Third:** The testatrix bequeathed to her four daughters to wit: Elizabeth [Hill] Nance; [Harriet] Indiana [Smotherman] McKay; Mary Smotherman and Rebecca [Smotherman] Dunn and Sarah Batts, formerly Sarah Wadley, all her wearing apparel, bed clothing and all the balance of her household and kitchen furniture to be equally divided among the five mentioned. The testatrix wished that Sarah Batts would divide her share with her sister, Mary Jane Jones, formerly Mary Jane Wadley. **Fourth:** The testatrix willed that after her debts were paid, the remainder was to be divided among her six heirs to wit: James Smotherman; Mary Smotherman; Rebecca [Smotherman] Dunn; [Harriet] Indiana [Smotherman] McKay; and the heirs of Eldridge Smotherman (deceased - d. 1864, see Vol. II & III & above) and the heirs of Johnathan Smotherman (deceased - d. ca 1849 - see Vol. I, II & III). **Lastly:** The testatrix nominated Kinion Carlton as executor of her estate.

October 6, 1873, County Court: The will of Sarah Smotherman (deceased) was presented for probate, was proven and recorded. Kinion Carlton qualified as executor with a bond of \$3000.

March 4, 1874, County Court: An inventory of the estate of Sarah Smotherman (deceased) was presented to the court and was recorded. R. [Robert] M. Smotherman owed the estate \$218.07 and W. [William] T. Smotherman & J. [Jonathan] P. Smotherman owed the estate \$100.

June 6, 1876, County Court: Kinion Carlton, executor of the estate, made a settlement with the court.

November 7, 1877, County Court: Kinion Carlton made the final estate settlement with the court.

Rutherford Co., TN Marriage records: Richard Nance married Elizabeth Hill on October 31, 1833. George W. Wadley married Margaret Hill on August 8, 1834. Jonathan P. Smotherman married Rebecca S. May on April 17, 1845. William C. Dunn married Martha R. Smotherman on February 5, 1848. Silas McKay married Harriet I. [Indiana] Smotherman on 3 Oct 1848. Eldridge Smotherman married Susan T. Smith on July 17, 1844.

1850 Rutherford Co., TN Census, May Dist.: William C. Dunn, 24; Martha R. Dunn, 18; Mary J. Dunn, 1; Sarah Smotherman, 45, Mary Smotherman, 15.

1870 Rutherford Co., TN Census, Dist. 10 (Versailles): Richard Nance, 60 NC; Elizabeth Nance, 55; Richard Nance, 16; Seriepta Nance, 14; Sarah Smotherman, 75.

Nance Cemetery, Versailles-Newtown Rd.: Sarah Smotherman, daughter of Thornton Mallard, 29 Oct 1794 - 27 Sep 1873.

1173. Smotherman, William Died June 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: William Smotherman, 67, widowed, born NC, died June 1849 of pleurisy.

1174. Smotherman, William Died before January 7, 1868, intestate. [Cont'd from Vol. III].

Note: Widow: Mary J. [Love] Smotherman. Genealogical sources state that he died January 31, 1862. Son of Lewis & Mary Ann [Williams] Smotherman.

February 1, 1875, County Court: Giles P. Hastings renewed his bond as guardian for James Smotherman, a minor heir of William Smotherman (deceased) and heir at law of Lewis Smotherman (deceased).

1175. Sneed, Alexander Died in 1867, intestate. [Cont'd from Vol. III].

Note: Alexander Sneed and his wife, Mary M. [Fulton] Sneed died in the same week about 1867.

August 2, 1880, County Court: George P. Finney, guardian of Mary Sneed, Berry Sneed and Pocahontas Sneed, minor children of Alex Sneed (deceased), made a settlement with the court.

1176. Sneed, Ellen (colored) Died before July 7, 1873, unknown.

July 7, 1873, County Court: W. H. Brumbach was allowed \$5 for an inquest on the body of Ellen Sneed (deceased), (colored).

1177. Sneed, Quixana [Allen] Died November 30, 1872, intestate.

Note: She appeared as an heir in the estate of Claiborne Henry Rhodes, who died 1864 (see Vol. III), who may have been her grandfather.

January 8, 1873, Chancery Court: W. [William] A. Allen of Navarro Co., Texas, and James E. Allen of Wilson Co., TN vs J. [John] D. White of Rutherford Co., TN; H. H. Sneed of Hamilton Co., TN. Quixana Allen had married H. H. Sneed on September 11, 1867 and had gone to live in Winchester, TN. She had died on November 30, 1872, childless and intestate. She was the sister of the complainants and Reps B. Allen. At the time of her marriage, she along with her brothers had been the owners as tenants in common of two tracts of land, one in Wilson Co. and the other in that part of Wilson County that had been recently incorporated into Rutherford Co. The land had descended to them from their father, Jacob G. Allen (deceased). James E. Allen, after the marriage of his sister, had purchased the interest of his brother, W. [William] A. Allen, in his father's estate. James E. Allen also had made a contract with his sister, Quixana, whereby his sister would deed him her interest in their father's estate in exchange for his interest in the tract of land in Rutherford Co. containing 151 acres that had been part of their father's estate. On September 24, 1870, H. H. Sneed and his wife had sold their interest in the tract containing 151 acres to John D. White, her uncle by marriage. Their purpose in selling their interest was to reinvest the money in land in Franklin Co. where they lived. After James E. Allen had purchased the interest of W. [William] A. Allen and before the exchange between James E. Allen and Quixana [Allen] Sneed, their brother Reps B. Allen had died intestate, unmarried and childless so that his interest in his father's estate had descended to the two remaining brothers and their sister, Quixana. Because Quixana [Allen] Sneed had repeatedly expressed her desire to reinvest the money from the sale of her interest, the complainants petitioned to have the notes for the purchase of the land that had not been paid descend to them as she being married could not divest herself of title except by a properly constructed deed. H. H. Sneed responded to the petition and stated that he and Quixana, his wife, had actually purchased the share of James E. Allen in the 151 acre tract. He maintained that they had purchased 7/12ths of the said tract, 3/12ths being the share of James E. Allen by descent, 1/12 by descent from his brother, Reps B. Allen, and 3/12ths that he purchased from his brother, W. [William] A. Allen. Quixana already held 4/12ths interest in said tract by descent from her father and her brother. H. H. Sneed and his wife had sold 11/12th interest in said tract. He also maintained that his wife had shown a preference for him to have her estate.

Rutherford Co., TN Marriage records: H. H. Sneed married Quixana Allen on September 11, 1867.

1850 Wilson Co., TN Census: Jacob G. Allen, 30; Martha Allen, 25; Quexanna Allen, 6; William Allen, 4; James Allen, 2; Mathias Gumm, 22; [and a black family of 3].

1860 Wilson Co., TN Census: James H. Roads, 26; Martha Roads, 23; Lula Roads, born Mar 1860; Quicksener Allen, 16; William Allen, 14; James Allen, 11; Repse Allen (m), 9.

1870 Franklin Co., TN Census: Sophia Scott, 60 NC; H. H. Sneed, 30 VA Minister; Texana Sneed, 24.

1178. Snell, Francis "Frank" M. Died December 31, 1862, intestate. [Cont'd from Vol. III].

Note: He died at the Battle of Murfreesboro

July 9, 1870, County Court: Houston Murfree [Murphy], guardian for Houston Snell and Frances Snell, minor children of F. "Frank" M. Snell (deceased), made a settlement with the court. The guardian had never received any assets from the deceased's estate as it was insolvent.

November 7, 1870, County Court: The court noted the death of Francis M. Snell and appointed Mrs. Louisa V. [Murfree] Snell as administrator of the estate.

June 4, 1877, County Court: Mrs. Victoria [Murphy] Snell, guardian for Houston H. Snell and F. [Frances "Fannie"] M. Snell, minor heirs of F. "Frank" M. Snell (deceased), had petitioned the court to be allowed to resign. She had made a settlement with the court and her wards had appeared in court and had solicited W. J. Overall as their future guardian. The court had required her to pay over to her successor all the property and effects in her hands that belonged to her wards.

April 5, 1880, November 8, 1881, County Court: W. J. Overall, guardian for H. [Houston] H. and F. [Frances "Fannie"] M. Snell, minor children of F. M. Snell (deceased) and heirs at law of Alfred Ransom (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: Francis M. Snell married Louisa V. Murfree [Murphy] on March 8, 1860.

1179. Snell, James C. T., Sr. Died in June 1863, intestate. [Cont'd from Vol. III].

August 6, 1872, County Court: Thomas Elam and wife and other heirs of William Snell (deceased) vs Melissa J. [Kirk] Snell, widow of James C. Snell (deceased). Etna Snell, Florence Snell, James Snell, were the children and heirs of James C. Snell (deceased). A fund of \$915 had been ordered and decreed to be paid into the clerk's office to equalize the heirs of James C. Snell (deceased) with them in the partition of the lands. Thomas J. Elam and William Snell had paid \$305. Melissa [Kirk] Snell, widow, was entitled to one-third of the fund by virtue of her dower right in the lands of her husband during her lifetime. She had received her dower in land and because there was no dwelling, she was having one built that would cost about \$1500 most of it her own money. She had also furnished about \$200 in building materials to Etna Snell, Florence Snell and James Snell to build a house on their property that was not encumbered by dower. The clerk had been ordered to pay the \$305 to Melissa [Kirk] Snell to assist her in paying the cost of building a home.

March 7, 1877, April 19, 1878, October 10, 1879, April 5, 1880, April 7, 1881, County Court: A. [Alfred] P. Lowe, guardian for Etna Snell, Florence Snell, and James Snell, minor heirs of James C. Snell (deceased), made a settlement with the court.

October 8, 1878, County Court: James M. Johnson & wife, Aetna [Etna] [Snell] Johnson & Florence Snell vs James Snell et al. The intestate left a widow, Melissa [Kirk] Snell, who had received her dower, and three children to wit: Aetna [Snell] Johnson, wife of James M. Johnson; Florence Snell and a minor child, James Snell. The deceased had owned four tracts of land totaling 481 acres. The land descended to the children in the following proportions: Aetna [Snell] Johnson, one-third; Florence Snell, one-third and the minor, James Snell, one-third. The court appointed a surveyor and commissioners to partition the land so that the two grown children could have their shares set apart in severalty.

February 6, 1879, County Court: James Johnson and wife and Florence [Snell] Johnson vs James Snell et al. Commissioners reported the division of the real estate of James C. Snell (deceased) among his children and heirs at law to wit: Etna [Snell] Johnson; Florence Snell and James Snell. James Snell had received 183 acres; Florence Snell had received 144 acres and Mrs. Etna Johnson had received two tracts totaling 154 acres. James Snell had been charged \$50 and Florence Snell had been charged \$100 to be paid to Mrs. Etna Johnson to equalize the shares.

Rutherford Co., TN Marriage records: James M. Johnson married Miss Etta [Etna] Snell on March 27, 1878.

1870 Rutherford Co., TN Census, Murfreesboro: Malissa Snell, 33; Etna Snell, 15; Florence Snell, 13, James Snell, 9.

1180. Snell, Jonathan L. Died before October 1, 1866, intestate. [Cont'd from Vol. III].

August 7, 1878, January 6, 1881, County Court: R. [Roger] D. Snell, guardian for Ann Eliza Snell, Sallie Snell and James Snell, minor children of Jonathan L. Snell (deceased), made a settlement with the court.

1181. Snell, Robert Died in 1869 in West Tennessee, intestate.

Note: For more information refer to the estate of John Green, who died ca 1866-69 - see Vol. III.

April 16, 1878, Chancery Court: Donaldson Barker et al vs Mary E. [Greer] Snell et al. On or about April 26, 1860, John Green who was then living had sold to Robert Snell then living but later died, a tract of land containing 115 acres. Robert Snell had taken possession and had remained on the land until the fall of 1861. He then had withdrawn from the land and he had entered into a contract with John Green to rescind the purchase; however, there was no recorded evidence that the contract had been rescinded. John Green had taken possession of the land as his own and had died about 1870. The court ruled that the initial conveyance had been valid and that the land had reverted to Green in 1861. The court had divested title from Mary E. [Greer] Snell and other children and heirs of Robert Snell (deceased). Robert Snell had died in 1869 in West Tennessee.

Rutherford Co., TN Marriage records: Robert Snell married Mary E. Greer on January 19, 1860.

1182. Snell, Thomas (colored) Died July 1859, intestate.

Rutherford Co. TN US Census Mortality Schedules: Thomas Snell, 18, slave, died July 1859 of pneumonia.

1183. Somers, Martha Died before January 3, 1870, intestate.

January 3, 1870, County Court: J. W. Quarles had been allowed the sum of \$5 each for holding an inquest on the bodies of Lance Crugs (deceased) and Martha Somers (deceased).

1184. Spain, William W. Died on or about June 26, 1864, intestate. [Cont'd from Vol. III]

Note: The Civil War Battle of Cold Harbor was fought in June 1864. Rufus H. Foster married Sarah Ann Spain, sister to the intestate.

November 27, 1865, County Court: Rufus H. Foster, administrator of William W. Spain (deceased) and Margaret E. Spain, widow of deceased vs John E. Spain and Mary L. Spain, minor children of the deceased. W. W. Spain had died on or about June 26, 1864, intestate. The intestate had owned a tract of 169 acres inherited in part from his father, Stephen Spain (deceased) [died in 1840 - see Vol I] and the balance had been purchased from his brother, Stephen R. Spain. The widow had been willing to take money in lieu of her dower. The estate was insolvent and the remainder of the money from the sale of the land would have to go towards paying the debts. The land had sold for \$2250 from which the widow had receivee \$500.

March 2, 1868, County Court: The widow, Margaret E. Spain, had married Powell S. Taylor of Dyer Co. They had appointed William H. Smith to act as their agent to collect any and all moneys due the estate of her late husband. Powell S. Taylor had been appointed guardian of John E. Spain and Mary L. Spain, minor children of W. W. Spain (deceased).

Tennessee Marriage Records 1780-2002: Powell S. Taylor married Margaret E. Spain on July 18, 1867 in Dyer Co.

1185. Spann, Charles Died in January 1870, intestate [Cont'd from Vol. III].

Note: Charles Spann died without issue. He was the son of William Span[n] who died in 1843 testate - see Vol. I.

February 10, 1870, County Court: The court noted the death of the intestate and appointed R. H. Spann and John W. Haynes as administrators. Bird Spann and James M. Haynes provided security.

March 4, 1870, County Court: R. H. Spann and John W. Haynes submitted a listing of personality sold on February 24, 1870.

August 10, 1872, County Court: R. H. Spann and John W. Haynes, administrators of the deceased's estate, made a final settlement of the estate with the court.

October 22, 1872, Chancery Court Enrolled Cases #3, pg. 117: Benjamin Span; William Span; James Span; Richard Span; Hartwell Span; John W. Haynes; Sarah [McCrary] Span, widow of Byrd Span (deceased); Sarah J. Span of Rutherford Co.; William R. Span of Dickson Co.; A. J. Span; Charles Span; W. C. Span of Arkansas; John Span; Martha [Span] Coffee and her husband, ? Coffee; Mary [Span] Daffron and her husband, ? Daffron; Eliza F. Span of Kentucky; vs Harriet V. Span; Martha J. T. Span; William A. Span; Margret Span and Joseph H. B. Span, all defendants of Rutherford Co. and were minors without guardian. Charles Span had died in Rutherford Co. in January 1870. The intestate had never been married. He had left surviving the following brothers: Benjamin Span, W. [William] Span, James Span, Richard H. Span; and Hartwell Span. John W. Haynes was the only surviving child of Sarah [Spann] Haynes (deceased), intestate's sister who had died before he did. He had received one share. Byrd Span (deceased), intestate's brother, had died after the intestate and had left surviving him his widow, Sarah Span, and his ten children to wit: Mary C. Span; Myra Span; Louisa Span; Richard K. Span; Sarah J. Span; Harriet V. Span; Martha J. T. Span; William A. Span; Margret Span and Joseph H. B. Span who had received one share subject to their mother's dower. W. [William] R. Span; A. J. Span; Charles Span; M. C. Span; John Span; Martha [Span] Coffee and husband, ? Coffee; Nancy [Span] Daffron and husband, ? Daffron; and Eliza Span were the only children of Willis Span (deceased) who had died before Charles Span (deceased) and as nephews and nieces had received one share jointly. This made a total of eight shares. The personal estate had been insufficient to pay all outstanding debts. The intestate had owned a total of 78 acres. The petitioners argued that the land could not be equitably divided into eight shares and prayed for a decree to sell at auction. Byrd Span's widow had been willing for her dower land to be sold and to receive compensation for it.

Rutherford Co., TN Marriage records: John W. Haynes married Sarah Span on January 18, 1831. Bird Span married Sarah McCray on October 4, 1837.

1186. Spears, Adison Died December 11, 1873, intestate.

January 5, 1874, County Court: The Poor House Commissioner's report listed the death of Adison Spears on December 11, 1873.

1187. Spence, Alsea H. Died June 2, 1862, intestate [Cont'd from Vol. II].

Note: Mary H. Spence was his only child. He was son of Rencher Spence [died in 1870 - see below] & Nancy [Harris] Spence [died Oct 1859 - see Vol. II & below].

August 1, 1870, County Court: The court noted the death of the intestate and appointed Martin V. Spence as administrator. Brittain Spence and Beverly B. Spence provided security.

September 5, 1870, County Court: Intestate had died without any personal estate but had left just debts of about \$500. The court ruled it would be necessary to sell real estate to raise that amount.

November 5, 1873, Chancery Court: Martin V. Spence, administrator of A. [Alsea] Spence (deceased) vs Mary H. Spence, Thomas Burnett et al. The intestate had died leaving no widow but one child, Mary H. Spence. On February 8, 1858, the intestate had purchased a tract of land containing 54 acres lying in Bedford and Coffee counties. The intestate had given a note for part of the purchase price and had transferred two notes that he held on other people to the seller. None of the notes had been paid. The Clerk & Master had been appointed to sell the land and pay the purchase money first before paying any other creditors.

April 28, 1874, Chancery Court: Martin V. Spence, administrator of A. [Alsea] Spence (deceased) vs Mary H. Spence & others. The Clerk & Master had auctioned off the 54 acres of land for \$250. The purchaser, Thomas Burnett, had been entitled to the proceeds of the sale by virtue of the decree of sale, and had only paid \$60 cash. Title had been divested from Martin V. Spence, administrator of the intestate, and Mary H. Spence, a minor, and title had been vested in Thomas Burnett, his heirs and assigns.

April 6, 1876, Chancery Court Enrolled Cases #7, pg16: Thomas Burnett of Williamson Co. vs Mary H. Spence and M. [Martin] V. Spence of Rutherford Co. The administrator had suggested to the court that the estate was insolvent. The plaintiff had a claim of \$1180.91 against the estate. He had reduced the debt by purchasing a tract of land at auction for \$250 and collecting the overdue rents. He had claimed that the administrator had never inventoried the estate after declaring it insolvent. The plaintiff had averred that Alsea Spence (deceased) had inherited a one-eighth interest in a 260 acre tract of land from his mother, Nancy [Harris] Spence, that should have been among his estate's assets for payment of his debts.

Murfreesboro Weekly News, Friday, July 30, 1880: All persons having claims against the estate of Alsea Spence (deceased) are hereby notified that they must file them properly proven with the undersigned by the 10th day of September 1880, or they will be barred. J. W. Sparks, Clerk and Master.

1850 Rutherford Co., TN Cemsus: Renshaw Spence, 52 NC; Nancy Spence, 57 NC; Abner Spence, 22; Brittain Spence, 22; Nancy G. Spence, 20; Bev. B. Spence, 18; Jos. D. Spence, 15; Alsa Spence, 14; Marten V. Spence, 10; Mary W. C. Spence, 7.

1870 Rutherford Co., TN Census: Mary Spence, 11, was living with the family of Brittain Spence.

1188. Spence, Alson Died in the fall of 1860, intestate. [Cont'd from Vol. III].

Note: Alson Spence married Mary Ann Revel on December 24, 1840 in Williamson Co. He was the son of Brittain (died 1829 - see Vol. I) & Jane "Jennie" [Forehand] Spence (died 1866 - see Vol. III). In 1857 Alson Spence's sister, Elizabeth [Spence] Evans, was the 2nd wife of John Evans (died in 1844 - see Vol. I & II).

March 25, 1867, Enrolled Cases #1, pg. 383: F. [Francis] M. C. Spence, K. [Kinchen] R. Spence & others petitioned for partition of the deceased's real estate. The intestate had left the following children to wit: F. [Francis] M. C. Spence, K. [Kinchen] R. Spence, Julia A. [Spence] Mallard, wife of J. [John] E. Mallard, all of whom were of age, Parthenia R. V. Spence, a minor, and Sarah Jane [Spence] Carlton, wife of W. [William] J. Carlton, who had died intestate on April 25, 1864 after her father's death leaving two children, James F. Carlton and Sarah J. Carlton.

May term, 1867, County Court: Amended petition of F. M. C. Spence; K. R. Spence; Julia A. [Spence] Mallard and husband, J. E. Mallard; vs Parthenia R. V. Spence; W. J. Carlton, James F. Carlton and Sarah Jane Carlton and also Elizabeth Evans and Mary E. [Evans] Hutcherson and husband Joseph Hutcherson. After the original land had been partioned and the dower had been set apart, the petitioners had learned that the deceased had owned additional land consisting of a tract of 27 acres and a one-half undivided interest in 32 acres. The other one-half had been owned by John Evans who had died and ownership had descended to his heirs to wit: Elizabeth Evans; Angeline [Evans] Livorn [Loven], wife of Hugh F. Livorn [Loven]; Caroline [Evans] Threet, wife of Joseph Threet; and Mary E. [Evans], wife of Joseph Hutcherson. Angeline [Evans] Livorn and husband and Caroline Threet and husband had sold their shares on July 8, 1858, to Alson Spence. Elizabeth Evans and Mary E. [Evans] Hutcherson had retained their shares of the land. The petitioners prayed for a decree to partition the land among the heirs.

Rutherford Co., TN Marriage records: John E. Mallard married Julia A. Spence on September 3, 1866. William J. Carlton married Sarah Jane Spence on August 29, 1860. John Evans married Elizabeth Spence on May 28, 1841. Joseph Hutcherson married Mary E. Evans on July 15, 1858. Hugh F. Loven married Angeline Evans September 24, 1855. Joseph M. Threet married Caroline Evans on April 7, 1856.

1189. Spence, David H. C. Died March 1, 1876, intestate.

Note: He was the son of Marmon Spence (died 26 Feb 1847 - see Vols. 1, II, III and below). Mary Margaret [Spence] Pope, was the daughter of Marmon & Sarah [Wasson] Spence. Court cases brought by Marmon Spence Pope in Chancery Court in the 1870s, show the following information: Mary Margaret Spence [see Vol. III] married John W. R. Pope of South Carolina on November 11, 1857 in Rutherford Co., but lived in South Carolina. She died on October 26, 1861 in Rutherford Co. and left Marmon Spence Pope and her husband as survivors.

March 8, 1876, County Court: The court noted the death of D. H. C. Spence and appointed E. [Erasmus] D. Hancock as administrator of the estate. Commissioners had set apart 50 barrels of corn, two tons of hay and \$1500 for support for one year for Mrs. Sally E. [Eakin] Spence, widow of the deceased.

June 1, 1876, Chancery Court: D. H. C. Spence, administrator, & others vs John Pope & wife, Margaret [Spence] & M. S. [Marman Spence] Pope. The death of the intestate had been noted and his heirs were to wit: Lucretia E. [Spence] McGavock, wife of Frank McGavock of Davidson Co.; Julian Spence and Sally Spence, minors. The heirs had been served to appear in court along with the administrator to show cause why this case should not be revised against the administrator.

June 1, 1876, Chancery Court: E. [Erasmus] D. Hancock, administrator of the intestate; Sally [Eakin] Spence; Susan E. Willard and Margaret S. Willard and Sylvester D. Willard, the last two minors who appeared with their mother and next friend, Susan E. [Spence] Willard. Sally Spence and Susan E. [Spence] Willard were both single women and owned life estate under the will of their father, Marman Spence (deceased), and a decree of the court in property in Murfreesboro. The property had been set apart as tenants in common. On May 23, 1876, a portion of their property had burned to wit: two brick storehouses and the dwelling house where Marman Spence (deceased) had resided at his death. The property was all located on the south side of the Public Square. The buildings had been insured by two fire policies, one for \$4500 and the second for \$3000. The aggregate total of the loss was \$7300. The insurance company had agreed to pay their respective share of the loss if the court appointed a trustee to receive the funds. E. [Erasmus] D. Hancock had been appointed trustee.

July 8, 1876, County Court: The administrator submitted an inventory of the estate to the court that listed numerous notes due and judgments due including one for \$10,200. The assets listed were subject to a \$1500 allowance set apart to Mrs. Sallie J. [Eakin] Spence, widow of the deceased, for support for one year.

August 25, 1876, Chancery Court: E. [Erasmus] D. Hancock, administrator of D. H. C. Spence (deceased) vs Sallie E. [Eakin] Spence, widow of the intestate; Julian Spence, Sallie E. Spence and Frank McGavock and wife, Lucretia [Spence] McGavock, children and heirs of D. H. C. Spence (deceased) and against Marmon S. Pope and against the Nashville, Murfreesboro and Shelbyville Turnpike Co. and other debtors of the deceased. D. H. C. Spence had died on or about March 3, 1876, intestate. The administrator had stated that the personal assets of the estate were insufficient to pay the intestate's debts. Selling the land that was mortgaged would not realize sufficient funds to pay the mortgage. The administrator had prayed to have the administration of the estate transferred from the County Court to the Chancery Court.

October 20, 1876, Chancery Court: The Nashville, Murfreesboro and Shelbyville turnpike company had notified the court that the intestate owed it \$3964.87 for moneys collected and not paid over.

October 28, 1876, Chancery Court: E. [Erasmus] D. Hancock, administrator vs John W. Pope and others. The heirs of the intestate had been served to wit: Lucretia [Spence] McGavock, wife of Franklin McGavock; Julian Spence and Sallie Spence but had failed to appear in court. A decree of pro confesso had been issued for them.

November 1, 1876, Chancery Court: E. [Erasmus] D. Hancock, administrator of D. H. C. Spence (deceased) vs Sally E. [Eakin] Spence & others. The court had declared the estate of the deceased to be insolvent and had ruled that due to questions about the administration of the estate, the Chancery Court would assume responsibility for the estate and settle it as an insolvent estate.

August 22, 1877, Chancery Court: Marmon Spence Pope, a minor and citizen of South Carolina by next friend James D. Pope, also a citizen of South Carolina vs Sarah A. Spence, E. [Erasmus] D. Hancock, administrator of David H. C. Spence (deceased) and Mrs. Susan E. [Spence] Willard, Margaret Willard and Sylvester D. Willard, citizens of New York. The complainant alleged that his grandfather, Marmon Spence (deceased) of Rutherford Co., Tennessee, had died on or about February 26, 1847. He had left surviving him, besides his widow, four children to wit: David H. C. Spence; Mary M. Spence; Susan E. Spence and Sarah A. Spence. Mary M. Spence had married John W. R. Pope of South Carolina on November 11, 1857 and remained there. Mary M. Spence Pope had died October 26, 1861 at the residence of her brother in Rutherford Co. leaving her husband and the complainant as her only child. Susan E. Spence had married S. D. Willard of New York. Mr. Willard had died and his widow had

remained in New York with two children, Margaret Willard and Sylvester D. Willard, both minors. D. H. C. Spence had died intestate at his residence in Rutherford Co. The complainant asserted that Marmon Spence had died owning a large real and personal estate, one-fourth of which on the death of the complainant's mother under terms of his will was to be vested in the complainant. Marmon Spence's personal estate was alleged to consist of several slaves, notes and accounts, and his interest in the partnership firms of M. Spence & Co. and Willis Snell & Co., total value about \$50,000. In his will, Marmon Spence (deceased) directed that each of his daughters was to have one of his tenements in Murfreesboro up to the value of \$3000 or that a house and lot of that value be purchased for them. The property that had been designated for his daughter had been willed to his widow, Sallie [Sarah Wasson] Spence, for the sole and separate use of his daughters during their natural lives and after their death to their children. The testator also had directed his wife to purchase three suitable servants for each of his daughters and to hold them in trust. The executrix had presented the court on July 1, 1847, an inventory of the estate showing a sum of \$3848 and stated that upon winding up the mercantile firms she would present a more complete inventory. Sarah [Wasson] Spence had died on July 12, 1857, testate. David H. C. Spence had been nominated as her executor. Sarah [Wasson] Spence (deceased) had bequeathed her entire estate to her three daughters to be divided equally except for one servant, Sam, bequeathed to Sarah [Spence]. The property was to be held in trust by her executor for the sole and separate use of the daughters for life and after their death to their issue with limitations over to the survivor on the failure of issue. The complainant further alleged that D. H. C. Spence had been appointed administrator de bonis non with the will annexed of Marmon Spence (deceased). The aggregate value of the personal estate had been listed as \$40,959. D. H. C. Spence had also been the executor of the estate of Sarah [Wasson] Spence (deceased). The inventory of her estate had listed 40 slaves and railroad and turnpike stock. The slaves had been divided on June 7, 1858, as per court decree. No further settlement of either estate had been made. On June 7, 1858, D. H. C. Spence, administrator de bonis non with the will annexed of Marmon Spence (deceased) and executor of Sarah [Wasson] Spence (deceased), had filed a petition against John W. R. Pope and wife and Marmon Spence Pope. The case was still pending and all of the pleadings and material papers filed in said cause prior to November 1865 except orders and decrees on the minutes of the court had been lost or destroyed. The complainant alleged that he had been fraudulently deprived of his one-fourth share in the estate of Marmon Spence (deceased) that should have descended to him after the death of his mother. He claimed that he had not received anything under terms of either will. The bill alleged a number of errors had been committed during disposition of the estates. The complainant prayed that all land transactions disposing of the real estate of Marmon Spence (deceased) and Sarah [Wasson] Spence (deceased) be declared null and void and a complete accounting of the assets of both estates be made.

October 17, 1877, Chancery Court: E. [Erasmus] D. Hancock, administrator of D. H. C. Spence (deceased), Sallie Spence, a femme sole, Susan E. Willard, a femme sole, Margaret S. Willard & Sylvester D. Willard, the last two were minors, petitioning in their cause by their mother and next friend, Susan D. [Spence] Willard. A statement by E. [Erasmus] D. Hancock showed that the \$7300 insurance settlement on the fire damage in 1876 had been insufficient to pay the repairs by \$17.64 plus costs of this cause.

December 17, 1877, Chancery Court: Marmon Spence Pope by next friend vs Sarah A. Spence & Susan E. [Spence] Willard & others. Sarah A. Spence and Susan E. [Spence] Willard had answered the complaint of August 22, 1877 and had denied any fraud in the partition and land sales. They gave a detailed accounting of what had transpired and alleged that the complainant's father had received and had used the money from the estates.

September 7, 1878, Chancery Court: Marmon Spence Pope by and through his guardian ad litem had petitioned the court as follows: D. H. C. Spence had been appointed administrator de bonis non of the estate of Marmon Spence (deceased) in 1857. A large personalty had come into his hands and that Mrs. John W. [Spence] Pope, mother of petitioner, had been entitled to one-fifth of the estate for life under her father's will. Mrs. John W. [Spence] Pope had died late October 1861. The petitioner alleged that he had been entitled to one-fifth of said estate with interest from the date of her death. The inventory by D. H. C. Spence of the estate of Marmon Spence (deceased) had shown \$43,114.30 worth of notes, and accounts had come into his hands. The amount due the petitioner still had not been paid.

October 10, 1878, Chancery Court: E. [Erasmus] D. Hancock, administrator of D. H. C. Spence (deceased) vs Tennessee Atkinson (colored), Daniel Atkinson (colored) and minors without guardian and Frank McGavock and his wife, Lucretia [Spence] McGavock, Julian Spence and Sallie E. Spence, the last two minors without guardian. On September 6, 1875, D. H. C. Spence, then alive, had sold to Alfred Atkinson (colored) a small tract of land for \$100 payable in twelve months. Joel Atkinson (colored) had been the surety. On September 9, 1875, D. H. C. Spence had executed and delivered to Alfred Atkinson (colored) a title bond for the land that had never been recorded binding himself to make a deed for the land when the note was fully paid. Since then, D. H. C. Spence had died and left Lucretia [Spence] McGavock, Julian Spence and Sally Spence as his only heirs and to whom legal title to the land had descended. Alfred Atkinson (colored) had also died after the purchase. His widow had the title bond. The note on the land had not been paid and the petitioner asked the court for authority to enforce the lien on the land and offer it for sale. A decree of sale was issued and the 10 acres were sold on November 7, 1878 for \$13.

May session, 1882, Chancery Court: B. [Benjamin] F. Lillard filed a petition in court alleging that he had recovered a large amount of property for Marman Spence Pope but he had not received one cent of payment for his services. He requested that a lien be attached to all property until his services were paid for.

Rutherford Co., TN Marriage records: John W. R. Pope married Mary M. Spence on November 11, 1857. F. O. McGavock married Lula Spence on September 16, 1875. S. D. Willard married Susan E. Spence on March 4, 1861.

Tennessee Marriages 1780-2002: Marmon Spence married Sarah Wasson on February 23, 1826 in Davidson Co.

1860 Rutherford Co., TN Census, Jordans Dist.: D. H. C. Spence, 33; S. J. Spence (f), 27; Lula Spence, 7; S. C. Spence (f), 26; S. A. Spence (f), 24.

1870 Rutherford Co., TN Census, Dist. 21 (Flemings): D. H. C. Spence, 43 Manufacturing Cedar Ware; Sarah Spence, 36; Lula Spence, 16; Julian Spence, 7; Marman, 7 months; James Huggins, 30 mulatto servant; William Ready, 15 mulatto servant; George Spence, 17 Black servant.

Evergreen Cemetery, Murfreesboro: David H. C. Spence, 23 Sep 1827 - 1 Mar 1876, & wife, Sally Eakin Spence, 1 Sep 1833 - 27 Dec 1920.

1190. No entry for this number.

1191. Spence, Marman or Marmon Died February 26, 1847, testate. [Cont'd from Vols. I, II and III].

September 10, 1877, Chancery Court Enrolled Cases #8, pg. 431: M. [Marmon] Spence Pope by next friend, James Dan. Pope vs Richard Beard and wife, Marie S.; B. B. Taylor; Mrs. Felts and Sampson Landsberg. The testator had left a widow, Sarah [Wasson] Spence, and four children to wit: David H. C. Spence, Mary M. Spence, Susan E. Spence, and Sarah A. Spence. Mary M. Spence had married John W. R. Pope of South Carolina and they had moved to South Carolina. Mary M. [Spence] Pope had died on October 26, 1861. She had left a husband and complainant, her only child, as survivors. [Widow] Sarah [Wasson] Spence had died on July 12, 1857, testate. She had left her entire estate to her three daughters. She had also bequeathed the property to her son, D. H. C. Spence in trust for her daughters for their sole and separate use for life and after death to their issue. No settlement had ever been made for either estate. On November 26, 1858, D. H. C. Spence, administrator de bonis non for Marman Spence (deceased) and executor of Sarah [Wasson] Spence (deceased) had filed a petition that was still pending in the court because case material, pleadings and material papers filed prior to November term 1865 had been destroyed. Complainant claimed that under these proceedings there had been a partial illegal and fraudulent partition of the real estate in Rutherford Co. by which a large and most valuable portion had been assigned to Susan E. [Spence Willard] and Sarah A. Spence and the balance had been illegally sold by decrees of the court. One-fourth of the property had been bequeathed to his mother and after her death, it should have descended to the complainant. The complainant had received nothing except a share in the land in Madison Co. The complainant averred that the application to sell the land had not been made according to the state laws and there had been no provision to reinvest the proceeds in real estate or bonds. The complainant further claimed that D. H. C. Spence had used fraud to obtain possession of nearly all of his estate and the life estate of Mary M. [Spence] Pope and enabled him to purchase property in his own name. The funds from the sale had not been paid into the court but collected by D. H. C. Spence who used them for his own means. Commissioner Fletcher and D. H. C. Spence had been allowed to become purchasers at their own sale which is specifically prohibited by law. They had executed no notes nor had paid any money. Property valued at \$31,200 had been set aside for Susan E. [Spence Willard] and Sarah A. Spence. Title had been divested from David H. C. Spence, John W. R. Pope and wife, Mary M. [Spence] Pope and the complainant and title had been vested in Susan E. [Spence Willard] and Sarah A. Spence. On March 4, 1861, Susan E. Spence had married S. D. Willard of New York who had died. Susan E. [Spence] Willard had two children, Margaret Willard and Sylvester D. Willard. David H. C. Spence had died on or about March 3, 1876 and his estate had been almost worthless and was being administered by the Chancery Court. The complainant prayed that the court declare the decrees for partition and sale to be null and void. **Note:** The complainant in this case instituted several other suits against owners of property that he believed should have been his under terms of his grandparent's wills.

1192. Spence, Martin Van Buren Died about April 1878, intestate.

October 7, 1878, County Court: The court noted that M. [Martin] V. Spence had been dead for more that six months without an administrator. The court appointed the Public Administrator to manage the estate. M. V. Spence had been the administrator of the estate of Alson Spence (deceased).

Rutherford Co., TN Marriage records: M. V. Spence married Mary E. Patterson on January 31, 1865.

1850 Rutherford Co., TN Census, Middleton Dist.: Renshaw Spence, 52 NC; Nancy Spence, 51 NC; Abner Spence, 22; Britton Spence, 22; Nancy G. Spence, 20; Beverly B. Spence, 18; James D. Spence, 15; Alsa Spence, 14; Martin V. Spence, 10; Mary W. C. Spence, 7.

1870 Rutherford Co., TN Census, Dist. 14 (Middleton): Martin B. Spence, 30; Mary Spence, 26; Nancy Spence, 4; Daniel Spence, 2.

1193. Spence, Nancy [Harris] Died in October 1859, intestate. [Cont'd from Vol. II]

Note: Renshaw/Rencher Spence (died 1870 - see Vol. III & below) married 1st Nancy Harris, daughter of Beverly Harris, Sr. [died before 1849 - see Vol. I & II]. We may have this incorrect because according to Beverly Harris' documents, Nancy Harris Spence d. ca 1853.

Rutherford Co. TN US Census Mortality Schedules: Nancy Spence, 60, born in NC, married, died in October 1859 of consumption.

1194. Spence, Mrs. N[ancy], Jr. Died February 1860, unknown.

Rutherford Co. TN US Census Mortality Schedules: N. Spence, Jr. (female), 30, widowed, died February 1860 of consumption.

1195. Spence, Rencher [Renshaw] Died on or about May 9, 1870, intestate.

Note: He was married twice. 1st to Nancy Harris, daughter of Beverly Harris, Sr. 2nd to Lydia "Liddy" __?__, who married next William F. Pearson.

June 7, 1870, County Court: The court noted the death of the intestate and appointed Brittain Spence as administrator. Commissioners had been appointed to set apart and to allot to Lydia Spence, widow of intestate, provisions sufficient for one year for her and her family.

June 30, 1870, County Court: Britton Spence, administrator of the estate of the deceased, submitted a listing of the items that had been sold at auction. The administrator also provided a list of notes, money and accounts belonging to the estate.

August 24, 1870, Chancery Court: Lydia Spence, widow of Rencher Spence (deceased); Brittain Spence, administrator of deceased; Elizabeth Mallard; T. W. Tune and Martha A. [Spence] Tune, his wife; B. [Beverly] B. Spence; James D. Spence; Martin V. Spence; Edward/Edwin Spence; John W. Spence; Nancy G.[?T.] [Spence] Spence and her husband, Thomas Spence, all children and heirs at law of Rencher Spence (deceased) vs Margaret E. Spence; Mary H. Spence; Cassia H. Spence; Susan Spence; Rebecca E. Spence and Andrew J. Spence, minor heirs at law without an appointed guardian. Rencher Spence had died on or about May 9, 1870. He had died owning about 485 acres of real estate. He had also owned a life estate in a tract of land containing 65 acres that had been willed by Alsea Harris (deceased) to the intestate's wife, Nancy [Harris] Spence, who had died a number of years previously. The widow had not received her dower.

September 5, 1870, County Court: After interviewing witnesses, the clerk reported that indeed all the children of the three deceased were before the court and a 65 acre tract of land could not be divided into eight shares and should be sold for partition. The intestate had died on or about May 9, 1870. The minor children listed in the caption of the case above were his children. The intestate had owned about 485 acres of land. He also had the life estate only of a 65 acre tract of land which Alsea Harris had allotted and had bequeathed to his first wife, Nancy [Harris] Spence, who had been dead many years. After the dower had been set aside from the 485 acres for the widow, Lydia Spence, the remainder was to be divided as follows: #1, Martha A. [Spence] Tune, wife of T. W. Tune and daughter of intestate, one share. #2, Brittain Spence, son, one share. #3, George B. Spence, son, one share. #4, James D. Spence, son, one share. #5, Martin V. Spence, son, one share. #6, the petitioners, Edwin N. C. Spence, Thomas Spence and wife, Nancy T. [Spence] Spence and minor defendant, Margaret E. Spence, altogether took one share as children of John W. Spence (deceased), son of intestate. Nancy T. Spence was the daughter of John W. Spence (deceased) and married Thomas Spence. #7, Elizabeth [Spence] Mallard, daughter of intestate, one share. #8, 9, 10 & 11, Cassa H. Spence, Susan Spence, Rebecca E. Spence and Andrew J. Spence, all minors without guardians and received one share each. #12, Mary A. Spence took one share as the daughter and only child and heir at law of Alsea H. Spence (deceased), son of intestate. The 65 acre tract was inherited by the following: #1, Elizabeth N. [Spence] Mallard, daughter of intestate and Nancy Spence (deceased), one share. #2, Martha A. [Spence] Tune, one share. #3, Brittain Spence, one share. #4, James D. Spence, one share. #5, Martin V. Spence, one share. #6, Edward/Edwin N. C. Spence, one share. #7, Nancy T. [Spence] Spence and her husband, Thomas Spence, and minor, Margaret E. Spence, one share as the children and heirs of John W. Spence (deceased), son of the intestate. #8, minor, Mary A. Spence, one share as the daughter of Alsea H. Spence (deceased), son of intestate. Rencher Spence (deceased) was married twice. The 65 acres had been willed to his first wife, Nancy [Harris], by Alsea Harris (deceased).

The land was inherited by the eight children of the intestate and wife, Nancy [Harris]. Commissioners were appointed to set apart the widow's dower and to partition the remainder and set apart the shares for those of age.

November 7, 1870, February 17, 1873, June 9, 1874, December 8, 1874, April 6, 1875, March 9, 1876, June 4, 1879, June 10, 1880, October 7, 1881, County Court: C. [Charles] W. Holden was appointed guardian for Cassie A. Spence, Susanna Spence, Rebecca E. Spence and Andrew J. Spence, minor children of Rencher Spence (deceased).

December 6, 1870, County Court: Britton Spence, Beverly B. Spence et al vs Margaret E. Spence, Mary H. Spence & others. The court clerk reported that 65 acres of land had been sold on October 7, 1870 for \$25.05 per acre.

October 7, 1871, Chancery Court: Commissioners set aside 115 acres and the mansion house for the widow's dower.

November 7, 1871, County Court: The first note for the purchase of the land had been paid and was available for distribution.

November 4, 1872, County Court: Britton Spence, B. [Beverly] B. Spence & others vs Margaret E. Spence & others. The second and final note for the purchase of land had been paid and \$751.62 was ready for distribution. The court issued a decree of title divesting title from the widow, Lydia Spence, and Britton Spence, Elizabeth [Spence] Mallard, T. W. Tune and Martha A. [Spence] Tune, B. [Beverly] B. Spence, Martin V. Spence, Edward/Edwin Spence, John W. Spence, Nancy T. [Spence] Spence and husband, Thomas Spence, Margaret E. Spence, Mary H. Spence, Cassia H. Spence, Susan Spence, Rebecca E. Spence and Andrew Spence and vesting it in J. [James] D. Spence.

November 19, 1874, County Court: Brittain Spence, administrator, presented a list of the property sold on December 1870.

October term, 1879, Chancery Court: Thomas Bennett & ? Myers vs M. [Martin] V. Spence, Mary H. Spence. Alsea Spence had died June 2, 1862, intestate. Mary H. Spence alleged that she was the only child and heir at law. M. [Martin] V. Spence, her co-defendant, had died before completing the administration of his father's estate. Nancy [Harris] Spence was the mother and Renshaw Spence was the father of Alsea Spence (deceased). Nancy [Harris] Spence had died in 1859 and Renshaw Spence had died intestate on May 9, 1870. Mary [H.] Spence stated that it was true that Nancy [Harris Spence] had owned the 260 acres of land in the bill. She had never owned or claimed to own the tract of 485 acres listed in the bill. Renshaw Spence had purchased the land on August 7, 1848 and had claimed and defended the land as his own for twenty-one years. After his death, his children had continued to claim the land and had done so until it was divided among them by decree in 1871 or 1872. Dower had been assigned to the widow of the intestate who had remarried after the death of Nancy [Harris] Spence (deceased). In total, Renshaw Spence and his family had adversely possessed and held the land for twenty eight years and five days before the complainant filed his bill. The complainants had held some notes against Renshaw Spence (deceased) for 54 acres of land that were at least six years old and he was seeking to have the land sold. Mary H. Spence had claimed that the Statute of Limitations prevented him from collecting. The court had held that the land was to be sold for the purchase money and any surplus was to be used to pay the debts of the insolvent estate.

May 13, 1881, Chancery Court: Beverly Harris & Rutherford Lane vs Betsy [Elizabeth Spence] Mallard et als. On or about August 7, 1847, Beverly Harris had sold to Renshaw Spence and Nancy [Harris] Spence 485 acres of land. In partial exchange, Renshaw Spence had conveyed to Beverly Harris a tract of 260 acres. It appeared to the court that Beverly Harris and Nancy [Harris] Spence had been the owners in fee of this land having derived title from their brother, Alsea Harris (deceased). She was supposed to make a deed for her part of this land but inadvertently had failed to do so. Nancy [Harris] Spence had taken possession of the 485 acres and lived on it until she died. On March 15, 1848, Beverly Harris had conveyed the 260 tract to Rutherford Lane in consideration for a tract of 123 acre tract. The court ruled that the failure of Nancy [Harris] Spence to give a deed for her part of the 260 acres was correctable and should be done so as not to void other transactions.

February 3, 1893, Chancery Court: W. [William] F. Pearson and wife, Lydia [Spence] Pearson [widow of intestate], and A. J. [Andrew Jackson] Spence vs B. [Beverly] B. Spence. Lydia Spence had been assigned her dower on September 6, 1870 and had remained in possession of it until May 7, 1875 when she had married W. [William] F. Pearson. Since that date, the complainants had continued to occupy her dower. The case was about a partition fence between the dower land and an adjacent tract owned by the defendant. The defendant had supposedly torn down some eighty panels of the partition fence and had been using the material to build his own fence. According to the complainants, the fence originally had stood on the defendants land but during the partition, the commissioners directed that the fence be moved so that it would divide the dower land from the adjoining land. The defendant had denied this stating that the fence had originally been on his land and was his fence. The quarrel became violent when Mr. Pearson took a piece of rail and struck the defendant over the head and John L. Spence, son of the defendant, threw an ax at Mr. Pearson who ran from the scene. During a deposition of Lydia [Spence] Pearson, she had stated she was forty-two years old when her husband had died. Her dower had consisted of 115 acres. Rencher Spence had died May 9, 1870. W. [William] F. Pearson was born October 15, 1824.

Rutherford Co., TN Marriage records: W. F. Pearson married Mrs. Liddy Spence [widow of Rencher Spence (deceased)] on May 7, 1875. James D. Spence married Elizabeth J. Williams on March 10, 1857. M. V. Spence married Mary E. Patterson on January 31, 1865. Thomas Spence married Nancy T. Spence on September 11, 1866.

1850 Rutherford Co., TN Census, Middleton Dist.: Renshaw Spence, 52 NC; Nancy Spence, 51 NC; Abner Spence, 22; Britton Spence, 22; Nancy G. Spence, 20; Beverly B. Spence, 18; James D. Spence, 15; Alsa Spence, 14; Martin V. Spence, 10; Mary W. C. Spence, 7.

1860 Rutherford Co., TN Census, Dist. 14 (Middleton): R. Spence, 67 NC; L. Spence (f), 31; W. Spence (m), 20; N. T. Spence (f), 12; M. Spence (f), 10; B. Spence (m), 35; S. Spence (f), 21; P. Spence (f), 2.

1870 Rutherford Co., TN Census, Dist. 14: Lydia Spence, 42; Margaret Spence, 14; Albert Harris, 21; Cassa Spence, 8; Susanna Spence, 6; Rebecca Spence, 4; Jackson Spence, 2.

1196. Spry, Francis M. Died before May 23, 1869, intestate.

April 7, 1874, County Court: Jesse R. Ferrell was appointed guardian for Rebecca Spry, Alexander F. Spry, Nancy E. Spry and Susanah M. Spry, minor heirs of Francis M. Spry (deceased).

April 4, 1876, County Court: Jesse R. Ferrell, guardian for Rebecca J. Spry, Alexander F. Spry, Nancy E. Spry and Marion R. S. Spry, minor heirs of Francis M. Ferrell (deceased) prayed the court for permission to resign. The court had granted the request and Mrs. Rushing, mother of the children, and Rebecca J. Spry and Alexander F. Spry who were old enough to choose their own guardians had selected H. [Hiram] W. Murray as their guardian and the court had appointed him.

April 21, 1876, June 7, 1880, County Court: H. [Hiram] W. Murray, guardian for the minor heirs of Francis M. Spry (deceased), reported the receipt of \$1228.65 of a U. S. Government Pension agent.

December 2, 1881, County Court: H. [Hiram] W. Murray, guardian of Francis M. Spry, minor heir of Frances M. Spry, made a settlement with the court. Rebecca J. Spry, Alex F. Spry and Nancy E. Spry had married since the previous settlement and were left off of this settlement.

Rutherford Co., TN Marriage records: W. P. Rushing married Mary Spray on May 23, 1869. C. W. Todd married Rebecca J. Spry on February 26, 1877. Thomas Bowman married Nancy Spry on January 1, 1880.

1850 U. S. Census, Cannon Co., Crafts Dist., TN: Francis Spry, 57 Delaware; Nancy Spry, 45 NC; George Spry, 17 NC; Elizabeth Spry, 16 NC; Frances M. Spry, 11; Alex Spry, 9; Nancy Spry, 6.

1860 U. S. Census, Cannon Co., TN: Francis Spry, 72 Delaware, Retired Farmer; Nancy Spry, 54 NC: Nancy Spry, 14; George Spry, 26.

1197. Stack, Martha Died before March 9, 1876, intestate.

Note: There was a Martha Stack and a Martha A. Stack that appeared in Robertson County for the 1850 Census and in Cheatham County for the 1870 Census.

March 9, 1876, County Court: The administrator of the estate presented an inventory of the estate to the court.

1198. Stamps, Rebecca (colored) vs Richard Stamps (colored) –Divorce.

November 12, 1874, Circuit Court: The couple was married on September 20, 1865. The defendant was found guilty of cruelty and adultery. A decree of divorce was issued.

1199. Stanley, John Died before November 6, 1871, intestate.

November 6, 1871, County Court: Nelson W. Mullins was appointed guardian for Elizabeth D. [Cook] Mullins, his wife and minor child of John C. Cook and heir at law of John Stanley (deceased).

Rutherford Co., TN Marriage records: Nelson Mullins married Elizabeth D. Cook on February 2, 1869.

1870 Rutherford Co., TN Census: John Stanley, 37 Wagon Maker; Virginia Stanley, 42; Samuel Stanley, 12; Sallie Stanley, 8; William Stanley, 9; Martha Stanley, 9 months.

1870 Rutherford Co., TN Census, Dist. 3: Nelson Mullins, 24 Blacksmith; Bettie Mullins, 19; Thomas Mullins, 8 months [Born in October 1869].

1200. Statham, Jane Died December 1849, testate. [Cont'd from Vol. II].

February 1, 1873, Chancery Court Enrolled Cases #3, pg. 203: A. M. McElroy; J. P. Miller and B. [Bennet] G. Fields vs N. B. Black, Clerk & Master of Chancery Court; Charles W. Statham; Sally [Statham] Stewart [wife of Charles Stewart]; David Statham; Charles Statham; John Statham; Elizabeth Statham; John Smith and wife, Isabella [Statham]; Shadrack Goan and wife, Margaret [Statham]; Elisha Rogers and wife, Mary "Polly" [Statham]; Sally [Statham] Stribling; Barnet Statham; Charles Statham; Thomas Muse and wife, Susan [Statham]; Augusta Statham, all of whom were heirs at law, and their husbands, of Jane Statham (deceased). The places of residence of the defendants were unknown. The testatrix had died possessed of considerable estate, personal and real that she had bequeathed to her nephew, James Singleton, son of her sister, Nancy [Statham] Singleton, who had never claimed it. **Jane Statham, written as Statum in the will, had never married**, and had left surviving her, the defendants and one Thomas Statham, brother, who had died after the testatrix. The real estate had been sold by court order. A. M. McElroy had become the administrator of Thomas Statham (deceased) and had applied to the Clerk & Master for a distributive share of the proceeds from the sale of land. On May 1, 1855, the Clerk & Master had paid A. M. McElroy \$1000 in exchange for a paper writing that had the appearance of a note to repay the amount. The administrator had claimed that it had been meant to be a refunding bond to protect the Clerk & Master in the event James Singleton appeared to claim the estate. A. M. McElroy had distributed the money to the heirs of his intestate. In October 1872, N. B. Black, then Clerk & Master had filed a bill in Chancery Court seeking a judgment against A. M. McElroy on the paper that had been granted. A. M. McElroy prayed for an injunction against the Clerk & Master and a decree allowing the substitution of a receipt for the note.

1201. Statham, Thomas W. Died in 1855, intestate. [Cont'd from Vols. II & III].

August 3, 1878, Chancery Court Enrolled Cases #9, pg 347: G. E. Inglis & Jane [Statham] Inglis vs A. M. McElroy (as personal representative of Thomas W. Statham (deceased)). Jane [Statham] Inglis was daughter of the deceased. Thomas W. Statham had died in 1855, intestate. He had left nine children to wit: 1. John Statham (deceased); 2. Nancy [Statham] Tennis (deceased); 3. Malinda [Statham] Smith; 4. Thomas N. Statham; 5. L. B. Inglis & wife, Elvira [Statham]; 6. Sarah [Statham] Boaz (deceased) had left following children: Martha J. [Boaz] Bates; Smith Boaz; Elvira [Boaz] Gunnin (deceased); and Rhoda Boaz (deceased). 7. William Statham (deceased) had left following children: Lucinda [Statham] Gill; Mary [Statham] Harrison, wife of Thomas Harrison. 8. Mary [Statham] Tatum (deceased) who before she had died had assigned her share of the estate to John Thomas. 9. Jane [Statham] Inglis, wife of G. E. Inglis. Some time in the early 1850's, A. M. McElroy had been appointed guardian of the deceased. After the appointment, certain funds had come into the hands of the Clerk & Master from the estate of Jane Statham, deceased's sister. A portion of these funds had belonged to the intestate but had not been paid as his sister's estate was in litigation. The court had ordered the money loaned out and A. M. McElroy took \$1000 and gave a note bearing date, May 1, 1855. Some months later, the intestate had died and A. M. McElroy held on to the money. Somehow he got the court to convert the note into a receipt for the deceased's share of his sister's estate. Despite several entreaties, A. M. McElroy had refused to pay the money over to the heirs of the deceased. The complainant had asked that the following people be notified of these proceedings: D. H. Skinn, administrator of John Statham, and Nancy [Statham] Tennis, Elvira [Boaz] Gunnin and Rhoda Boaz of Bedford Co.; T. N. Statham of Coffee Co.; Malinda [Statham] Smith of Marshall Co.; L. B. Inglis and wife, Elvira [Statham] Inglis of Kentucky; J. D. Robinson, assignee of Smith Boaz of Hopkins Co., KY; Mary [Statham] Harrison of Bedford Co.; Lucinda [Statham] Gill, James T. Statham and a daughter of Obion Co.; John Thomas, assignee of Mary [Statham] Tatum of Bedford County and that A. M. McElroy be required to make a full and perfect accounting of the deceased's estate.

1202. Staton, Elijah Died in March 1850, testate. [Cont'd from Vol. II].

Rutherford Co. TN US Census Mortality Schedules: Elihugh Staton, 76, born in VA, died in March 1850 of unknown cause.

1203. Stephens, Samuel Died before October 2, 1876, intestate.

October 2, 1876, County Court: The court had allowed W. H. Blanch \$5 for holding an inquest over the body of Samuel Stephens (deceased).

1204. Stephenson, Mrs. Miranda Died May 1850, unknown.

Rutherford Co. TN US Census Mortality Schedules: Miranda Stephenson, 40, married, died May 1850 of consumption.

1205 Steward, Harrison (colored) vs Ann [Scissom] Steward (colored) – Divorce

March 27, 1874, Circuit Court: The couple had married on or about January 10, 1872 and had lived together for four weeks. The defendant left the plaintiff for no reason and went to her brother's home. She left there and began living with Thomas Adcock in adultery. The court issued a decree of divorce.

Rutherford Co., TN Marriage records: Harrison Stewart married Ann Scissom on February 10, 1872. Harrison Stewart married Helen Renfro on May 3, 1874.

1206. Stone, James G. Died before March 3, 1873, intestate.

March 3, 1873, County Court: The court noted that J. G. Stone had died and appointed [Dr.] J. [James] H. Dickens as administrator of the estate.

Rutherford Co., TN Marriage records: James G. Stone married Elizabeth J. Smith on November 23, 1864. **[Note:** She was the widow of Benjamin A. Smith, who died 1864, see Vol. III].

1870 Rutherford Co., TN Census, Dist. 19 [McCrackins]: James Stone, 42; Elizabeth Stone, 29; Jane Stone, 8; Della Stone, 4; John Stone, 2.

1207. Stroud, Dixon A. Died before December 2, 1872, intestate.

December 2, 1872, County Court: James M. Hoover was appointed guardian for Barcelona Hoover, his wife, formerly Barcelona Stroud, a minor heir of D. A. Stroud (deceased). B. [Benjamin] S. Hoover provided part of the security for the \$1000 bond.

Tennessee State Marriages, 1780-2002: D. A. Stroud married Louzeller Mathews on September 27, 1863 in Warren County. J. M. Hoover married Barcelona Stroud on March 28, 1872 in Cannon County.

1850 Warren Co., TN Census: Dixon A. Stroud, 34; Washington Stroud, 22; Sarah Stroud, 45 NC.

1860 Warren Co., TN Census: D. A. Stroud, 43; Barcelona Stroud, 6; James F. Stroud, 4.

1870 Warren Co., TN Census: Dickson Stroud, 54; Luselli Stroud, 33; Sarah E. B. Stroud, 16; James T. Stroud, 13; Cora Stroud, 1; Sallie Powell, 64.

1208. Sublett, Joseph (colored) vs Margaret [Phillips] Sublett (colored) – Divorce

May 27, 1870, Circuit Court: the couple had married in Rutherford County, Tennessee in 1866. Wife had abandoned her husband and had begun living with Charles Pickett. Decree of divorce issued.

Rutherford Co., TN Marriage records: Joseph Sublett married Margaret Phillips on May 23, 1866.

1209. Summerhill, William Died before August 3, 1857, intestate. [Cont'd from Vols. II & III].

April 20, 1874, Chancery Court: William B. Lillard, administrator of W. [William] Summerhill (deceased) vs James A. Summerhill & others. Price Curd & wife, Minerva [Bonner] Curd, administrator and administratrix of Thomas E. Bonner (deceased) and of Zachariah Toliver, citizens of Wilson Co., had petitioned the court to be recognized as bonafide creditors of the estate of William Summerhill (deceased) resulting from loans extended to the deceased as early as 1861. The estate had sold slaves in 1857 for \$2777 and they wanted a lien on that sum for the amount owed to them. The court disallowed their petition. The Clerk & Master reported that he had in his hands \$7312 of uncurrent bank notes and \$2272.29 in notes due the estate. Mr. Summerhill had run a blacksmith and carding business and there were numerous small accounts due in the estate inventory.

October term, 1876, Chancery Court: The court noted the death of Zachariah Tolliver of Wilson Co.. John C. Organ had been appointed his administrator.

November 1, 1876, Chancery Court: A former Clerk & Master had at the direction of the court loaned \$700 to J. [James] A. Summerhill. The note had not been paid. The current Clerk & Master was to recover the amount of the note plus \$279 interest.

April 17, 1877, Chancery Court: W. [William] B. Lillard, administrator of the deceased's estate vs J. [James] A. Summerhill et al. The land of D. [Dollaron] Barker had been levied on to satisfy a judgment in favor of the Clerk & Master for the use of the estate

of William Summerhill (deceased) for money loaned out under order of the court. The Clerk & Master had been directed to sell the land to repay the loan. The court noted the death of William B. Lillard. The court ordered the sale of the uncurrent money in the hands of the Clerk & Master.

July 5, 1877, County Court: The court noted that William Summerhill had been dead for over six months and his administrator, W. [William] B. Lillard, had died before completing the administration of the estate. The court appointed the Public Administrator to manage the estate

October 26, 1878, Chancery Court: Dollarson Barker vs James A. Summerhill. A previous Clerk & Master had loaned the defendant on December 17, 1869 the sum of \$700 and he had executed a note payable on or before the fourth Monday in April 1870. On November 1, 1876, the note had been turned over to the Clerk & Master for collection. The court had issued an execution on the land of the complainant that had been sold on August 25, 1877 for \$1062.28 plus costs. The whole of the amount had been paid by the complainant and the defendant owed the complainant \$1062.28 plus interest from the date of sale. The Clerk & Master had \$278.72 to pay creditors of the estate of which the the defendant was one. The defendant was a resident of Arkansas and had no assets in Tennessee. The defendant had tried to collect the money in the hands of the Clerk & Master by sending an agent to collect and forward the funds by mail to Arkansas where they would be out of reach of the Tennessee courts. The court had ordered the attachment of the funds so that they would be applied to the debts owed to the complainant.

Tennessee State Marriages, 1798-2002: Price Curd married Manerva M. Bonner on July 2, 1858 in Wilson County.

1210. Summerhill, William L. Died before March 1, 1858, intestate. [Cont'd from Vol. II]

Note: Son of William Summerhill (died ca August 1857 - see Vol. II & III and above)

March 2, 1858, Circuit Court Enrollment Book, pg 175: J. [James] A. Summerhill, administrator vs Caroline Summerhill. William [L.] Summerhill had died recently. Caroline Summerhill was his widow. They had no children. The intestate's estate had consisted of a slave named Nelson and \$300 due him on a note. His debts and liabilities had exceeded \$650. The administrator petitioned to sell the slave to pay debts. Caroline Summerhill was a minor without guardian.

1211. Summers, Abner Died May 20, 1876, testate.

Note: Widow, Lucinda [Todd] Summers is apparently, a second wife.

Will dated June 2, 1875. Will submitted for probate on June 5, 1876. The testator wanted his perishable property sold and his just debts paid. If his wife, Lucinda [Todd] Summers, outlived him, she was to have the home place during her natural life and whatever means the estate had left after paying debts was also to go to her. The testator bequeathed the heirs of his son, William Summers, \$10 to be paid after his death or if his wife outlived him, at her death. The testator bequeathed to his daughter, Mary Ann [Summers] Todd, wife of Walker Todd, the sum of \$10. The testator wanted his real estate consisting of the homeplace containing 252 acres, a half-acre lot in Big Spring and the J. K. Mankin or Robison tract containing 56 acres to be equally divided among the testator's and Lucinda [Todd] Summer's heirs of our bodies, to wit: James M. Summers, Abner F. Summers and Margaret Lucinda [Summers] Fox, wife of William Fox. P. [Pritchett] A. Lyon and S. J. Cobb were appointed as executors.

June 5, 1876, County Court: The will of Abner Summers (deceased) was submitted for probate, was proven and recorded.

August 7, 1876, County Court: The executor of the estate presented an inventory of the estate and a sale list to the court.

August 7, 1878, County Court: A. H. Sanders, administrator, made an estate settlement with the court. The estate was insolvent and owed the administrator \$42.28.

Rutherford Co., TN Marriage records: Abner Summers married Lucinda Todd on December 15, 1844. William Fox married Margaret Summers on September 17, 1873. Walker Todd married Mary Ann Summers on September 27, 1849. Abner Summers married Miss H. N. Chadwick on February 8, 1871.

15 Oct 1850 Rutherford Co., TN Census, Big Spring Dist: Abner Summers, 50 NC; Lucinda Summers, 41; Malinda Summers, 5; James M. Summers, 1; John S. Summers, 7 months.

1860 Rutherford Co., TN Census, Big Spring Dist.: Abner Somers, 54 NC, Lucinda Somers, 51; James Somers, 12; Abner Somers, 10; M. L. Somers (f), 8.

1870 Rutherford Co., TN Census, Dist. 24 (Big Spring): Abner Summers, 69 NC; Lucinda Summers, 60; James M. Summers, 21; Abner Summers, 20; Margaret Summers, 17.

Summers-Robinson Cemetery, on Summars Rd.: Abner Summers, 2 June 1803 - 20 May 1876, & wife, Lucinda Summers, 16 Aug 1809 - 5 Mar 1879. Malinda Summers, daughter of Abner & Lucinda Summers, 11 Dec 1845 - 30 Apr 1860. J. M. Summers, son of Abner & Lucinda Summers, 17 Oct 1847 - 14 Nov 1887. W. L. Fox, 11 Apr 1853 - 13 Jan 1927, & wife, M. L. Fox, 27 Jan 1853 - 1 June 1926. Abner F. Summers, 20 Mar 1850 - 8 May 1909, & wife, Harriette A. Summers, 22 Sep 1848 - 3 Feb 1910.

1212. Summers, Calvin Died September 1849, intestate.

Rutherford Co. TN US Census Mortality Schedules: Calvin Summers, 18, born in NC, died September 1849 of Cholera.

1213. Summers, Malinda Died 30 April 1860, intestate.

Rutherford Co. TN US Census Mortality Schedules: Melinda Somers, 15, died April 1860 "nervous".

Summers-Robinson Cemetery, on Summars Rd.: Malinda Summers, daughter of Abner & Lucinda Summers, 11 Dec 1845 - 30 Apr 1860.

1214. Summers, Thomas Died before June 7, 1852, intestate. [Cont'd from Vol. II]

December 6, 1865, Circuit Court Enrolling Docket #2, pg. 427: Mary Summers petitioned the court to show that she was tenant in dower as widow of Thomas Summers (deceased). She had title for life to 46 acres. She had rented the land in 1863 to David R. Summers, her son-in-law. He had moved a house onto the place and located it near the main house. He had an agreement to cultivate the place and pay her rent in part of the crop. He had cultivated it the first year but failed to cultivate it the second year and did not pay her rent. He had continued to live on the property holding possession of the house and some of the land by force and excessively strong threatening language. She had filed suit against him in County Court for forcible and unlawful retainer. After a three day hearing, the judges rendered judgement for the defendant. Mary Summers had been a very old, feeble woman who could barely get around and had not appealed the verdict within two days. She appealed to the Circuit Court where a jury trial was held that had reversed the lower court verdict and required David R. Summers to vacate the premises.

About 1902, County Court: John F. Todd; Asa Todd; Thomas Newman & wife, Ellen Newman; all of Rutherford Co.; Anthony Ailor; Alice Pyrtle and husband, Kip Pyrtle; Oda Lane and husband, ? Lane of Grundy Co.; John Ailor of Davidson County; Ivory Summers of Dekalb Co. and Davidson Summers of Williamson Co. vs David Banks of Rutherford Co.; Lee Banks and Willie Banks of Texas; Eleanor Banks & Jimmie Banks of Coffee Co., all minors without guardian; Thomas Wes Summers of Rutherford, Co. a non compos mentis, without guardian, and the unknown heirs of Bina Jacobs (deceased). Thomas Summers had died in 1852. He had left surviving him his widow, Mary Summers, and children and grand children to wit: #1, Malinda Summers, [? widow of David R. Summers (deceased)], had left as her sole heir, Thomas Wes Summers, a non compos mentis, without guardian. #2, Rebecca [Summers] Newman (deceased), wife of William Newman, had left as her sole heirs, William Newman and Eis Newman, who had died leaving one heir, Thomas Newman. #3, Bina [Summers] Jacobs (deceased), wife of Basile Jacobs, had left several children and grandchildren whose names, ages and places of residence were unknown. The children and unknown heirs were to have the interest of their mother. #4, Tabitha [Summers] Lusk, wife of Burton Lusk, had sold her interest in estate of Thomas Summers (deceased) to Ivory Summers. #5, Mary E. [Summers] Ailor (deceased), wife of Joseph Ailor, had left the following children to wit: Anthony Ailor, William Ailor, Oda [Ailor] Lane, wife of ? Lane; all of Grundy Co.; John Ailor of Davidson County; Alice [Ailor] Pyrtle, wife of Kip Pyrtle of Grundy Co. #6, Davidson Summers of Williamson County. #7, Ivory Summers of Dekalb County. #8, Elizabeth [Summers] Todd (deceased), wife of Fielden Todd, had left the following children to wit: John F. Todd; Asa Todd; Ellen [Todd] Newman, wife of Thomas Newman; Malinda [Todd] Howland, wife of Eph Howland. #9, Jane [Summers] Summers (deceased), wife of D. [David] R. Summers, had left the following children to wit: Martha [Summers] Pyrtle, wife of Jim Pyrtle; Mary [Summers] Morgan, wife of William Morgan; Susan [Summers] Wiley, had married George Wiley but had divorced him; Donna [Summers] Banks (deceased), wife of Clem Banks, had left the following children to wit: Fannie M. [Banks] Brown, wife of John Brown; Ernest Banks; David Banks; Lee Banks; Eleanor Banks; Willie Banks; Jimmie Banks. #10, Neffie [Summers] Pearson (deceased), wife of Richard Pearson, had left no children. Rebecca [Summers] Newman, Tabitha [Summers] Lusk and Bina [Summers] Jacobs had sold on February 5, 1855 their undivided one-tenth interest each in the dower tract and estate of Thomas Summers (deceased) to Ivory Summers. Ivory Summers had sold his five-tenths interest to David R. Summers on September 25, 1855. Davidson Summers had sold his one-tenth interest in the estate to David R. Summers on September 29, 1855. Eight years prior to the date of this document, Malinda [Todd] Howland had sold her one-fourth interest of her mother's, Elizabeth [Summers] Todd's, interest in the estate to Thomas Summers. In 1853, the widow [Mary Summers] had been allotted a dower of 37 acres. The remaining land had been divided among the heirs except 5 acres of woodland that had not been

partitioned. Mary Summers, widow of Thomas Summers (deceased) had died about 1870. Complainants had alleged that the dower tract and the 5 acres of woodland were subject to partition among them. The one-tenth share of Neffie [Summers] Pearson (deceased) would be inherited by the other nine heirs as she no left no children. On August 13, 1901, Susan [Summers] Wiley, daughter of Jane and David R. Summers, had sold her interest in the estate, one-fourth of the interest of her mother, Jane Summers (deceased) and also her interest in her father's, David R. Summers', estate, it being one-fifth, to John F. Todd. On August 21, 1902, Martha [Summers] Pyrtle, Mary E. [Summers] Morgan, both daughters of David R. and Jane Summers (deceased), had sold their one-fourth interest of their mother's share of the estate and their one-fifth interest in David R. Summers' share of the estate. Fanny M. [Banks] Brown and Ernest Banks each had sold their one-seventh interest in the share of their mother, Donna [Summers] Banks (deceased), who represented one-fourth interest in her mother, Jane Summers' share, and one-fifth interest in her father, David R. Summers' share, of the estate of Thomas Summers (deceased). **Note:** From here on the fractions became smaller and were not extracted here. David R. Summers had two wives, Jane [Summers] and Malinda [Summers]. Tom Wes Summers was the sole heir of Malinda [Summers] Summers (deceased) and was one of five children of David R. Summers (deceased).

Rutherford Co., TN Marriage records: Burton Lusk married Tabitha Summers on December 28, 1833. Joseph Ailor married Mary Ann D. Summers on August 1, 1853. William M. Newman married Rebecca Summers on May 30, 1849. Bassel Jacobs married Biney [Sabrina] Summers on September 10, 1840. Fielden Todd married Elizabeth Summers on December 19, 1841. David Summers married Malinda Summers on October 28, 1844. Richmond Pierson married Sarah N. Summers on June 19, 1855. Davidson Summers married Mary Ann Howland on July 25, 1848.

1850 Rutherford Co., Tn Census: Thomas Summers, 65 NC; Mary Summers, 55 NC; Jane Summers, 21; Dicy Summers 17; William Mankins, 11.

1215. Suttle, Ellis Died in June 1873, testate.

Note: Ellis Suttle and his siblings were all children of William (who died before 1850 census) and Elizabeth A. Suttle (age 77 on the 1850 census). Widow, Martha Jane [Overall] Suttle, daughter of Isaac H. (died 1857 - see Vol. II & III) & Sophia Overall.

Will dated December 6, 1868. Will probated August 4, 1873. First: The testator directed that his funeral expenses and debts be paid as soon as possible. Second: The testator gave his wife, Martha Jane [Overall] Suttle, all of his property both real and personal during her natural life and at her death, half of the property then on hand was to be divided among his brothers and sisters or their heirs. The testator wanted his wife to dispose of the other half by will. Lastly: The testator nominated his wife as executrix of his will and requested that she not be required to post a bond.

August 4, 1873, County Court: The will of Ellis Suttle was presented for probate. Rufus Tompkins, a subscribing witness to the will, had died. Two witnesses verified his signature on the will and the will was proven and recorded. The executrix gave bond for \$5000 without security.

August 26, 1873, County Court: Martha J. [Overall] Suttle, executrix of the estate, presented an inventory of the deceased's estate.

September 4, 1881, Chancery Court: B. F. Suttle of Giles Co., and John W. Young of Giles Co. and A. E. [Ann Eliza Suttle] Alexander and Harriet [Suttle] Stephens of Rutherford Co., and Mary Suttle of Bedford Co., and of George Suttle, Robert Pullin and wife, Sarah [Suttle] Pullin, and Lee Suttle and Willie Suttle of Giles County and of W. W. Suttin and wife, Kate Suttin, and of J. M. Miller and wife, Adele [Suttle] of Bedford Co., and of Emmet Suttin of Giles Co., and of B. F. Alexander of Rutherford Co., and of Burrel Fletcher and wife, Elizabeth [Alexander], and of Jane Alexander of Rutherford Co., and of Frank Reynolds, Annie Reynolds, Thomas Reynolds and Ada Reynolds of Giles Co., vs James M. Alexander, individually and as administrator de bonis non with the will annexed of Ellis Suttle (deceased) and against Clay Alexander, Ellis Alexander, all of Rutherford Co., and against Albert King, a minor without regular guardian of Rutherford Co., and against Lela Suttle, Lee Suttle and Lucien Suttle, minor heirs of Lucien Suttle (deceased) who was a son of Richard Suttle and residents of Giles Co. The complainants and the defendants were the devisees of Ellis Suttle (deceased) who had died in June 1873. His wife had qualified as executrix and she had long since paid off all the debts of the estate. The testator had owned two tracts of land in Rutherford Co., one containing 120 acres and the second about 20 acres. Martha Jane [Overall] Suttle had married I. [Ivy] J. C. Haynes and she had died intestate about two or three months prior to the filing of this bill. The bill gives the following disposition of the testator's estate to wit: (1) B. F. Suttle, brother of testator, one-eighth share; (2, 3, 4) A. E. [Ann Eliza Suttle] Alexander, Harriet [Suttle] Stephens and Mary [Suttle] Sutton, sisters of testator, one-eighth share each; (5) John W. Young, nephew and only child of a deceased sister, one-eighth share; (6) George Suttle, Sarah [Suttle] Pullin, Lee Suttle, Willie Suttle, Kate Suttin and Adele [Suttle] Miller were children of

Richard Suttle (deceased), brother of testator, died in 1873 before his brother; Lela Suttle, George Suttle, Ida Suttle, Lee Suttle and Lucien Suttle were children of Lucien Suttle (deceased), a son of Richard Suttle (deceased); Emmet Suttan was the only child and descendant of Mary [Suttle] Suttan, a daughter of Richard Suttle (deceased), who had died in 1850. (7) B. F. Alexander, Elizabeth [Alexander] Fletcher, James Alexander, J. M. Alexander, Ellis Alexander and Clay Alexander were children of Catherine [Suttle] Alexander (deceased), sister of testator; and Albert King was the only child of a deceased daughter of Catherine Alexander (deceased); (8) Frank Reynolds, Annie Reynolds, Thomas Reynolds and Ada Reynolds were the only children of Jane [Suttle] Reynolds who had died in 1867 and was a sister of testator. The complainants argued that due to the large number of devisees, it would be impossible to partition the land without great injury and requested a decree for sale of the land.

October 6, 1882, Chancery Court: The land was sold on this date.

September 5, 1881, County Court: The court noted that Mrs. Martha J. [Overall – Suttle] Haynes, formerly Mrs. Martha J. [Overall] Suttle, the executrix of Ellis Suttle (deceased), had died and no one had administered the estate of Ellis Suttle (deceased) after her death. J. M. Alexander was appointed administrator de bonis non with the will annexed and posted a bond for \$1000..

Rutherford Co., TN Marriage records: Ellis Suttle married Martha Jane Overall on April 18, 1836. Madison Howe Alexander married Catherine C. Suttle on May 26, 1835. Burrell D. Fletcher married E. A. Alexander on May 10, 1859. I. J. C. Haynes married Mrs. Martha J. Suttle [widow of Ellis Suttle (deceased)] on October 8, 1878.

1850 Rutherford Co., TN Census, Wilkinsons Crossroads Dist.: Isaac H. Overall, 60; Sophia Overall, 59 NC; Isaac R. Overall, 16; Ellis Suttle, 49 VA; Martha J. Suttle, 30; Sophia A. Overall, 7.

1870 Rutherford Co., TN Census: Ellis Suttle, 70 VA; Martha Suttle, 51; Sophia Overall, 80 NC.

1850 Rutherford Co., TN Census, Fall Creek Dist.: Albert Alexander, 39; Ann E. Alexander, 35 VA; Eliza Jane Alexander, 13; Madison H. Alexander, 11; Robert L. Alexander, 9; Elizabeth Alexander, 5; Elizabeth Alexander, 77 VA.

Old City Cemetery, Murfreesboro: Ivy J. C. Haynes, 19 June 1816 - 30 Nov 1887; 1st wife: Elvira A. Haynes, 26 May 1820 - 27 Aug 1858; 2nd wife: Julia Warren Haynes, 1831 - bef. 1878; 3rd wife: Martha J. Suttle Haynes, 1821 - 1881

Alexander Cemetery, Midland Rd.: Madison H. Alexander, son of Daniel & Sallie Alexander, 5 Nov 1808 - 13 Oct 1888, m. 26 May 1835, Catherine C. Suttle, dau of William & E. A. Suttle, 1 May 1809 - 23 Nov 1877. Albert G. Alexander, 18 Aug 1810 - 26 Feb 1862, & wife, Annie Eliza Suttle, 31 Mar 1814 - 12 Aug 1898. Suttle, Richard Died in 1873, intestate.

1216. Sutton, Louisa [Mullins] vs Edward P. Sutton – Divorce

March 30, 1870, Circuit Court: The couple had married in Lauderdale Co., TN on July 5, 1866. They had lived together for two years during which time he had become increasingly cruel. He had abandoned her and had remained away. They had one child and the defendant had threatened to take the child away. The defendant's only assets were \$50 due him from the Superintendent of Schools, Davidson Co., for teaching school. The court ordered this amount be paid to the complainant and awarded custody of the child to the mother. A decree of divorce was issued.

Tennessee Marriages 1780-2002: E. P. Sutton married Lou A Mullins on July 6, 1866 in Lauderdale Co.

1217. Swafford, Thomas Died before April 4, 1870, unknown.

April 4, 1870, County Court: Dr. J. S. Poyner had been allowed the sum of \$5 each for making post mortem examinations over the bodies of A. C. Lippens, Thomas Farmer, Thomas Swafford and Fred Tucker (colored).

1218. Tatum, Jesse Died before May 21, 1832, non-cupative will. [Cont'd from Vol. I].

Tennessee Telegraph, May 2, 1840: John B. Tatum, administrator of the estate, advertised the sale of four Negroes, one man, two women and a child, at the late residence of Jesse Tatum (deceased) near Fosterville.

1219. Taylor, Aden Died before February 9, 1870, non cupative will [not found].

February 9, 1870, County Court: The court noted the death of the testator and noted that notice had not been served on the widow or next of kin. Action was scheduled for next term of the court.

1220. Taylor, Margaret M. [Cheatham] Died December 21, 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: M. M. Taylor (female), 34, married, died December 1849 in child bed.

Tennessee Marriage records 1780-2002: Vincent Taylor married Margaret M. Cheatham on February 22, 1847 in Williamson Co.

Taylor Cemetery, Rockvale-Versailles Rd.: Margaret M. Taylor, 2nd wife of Vincent Taylor, daughter of Dr. William & M. Cheatham, 15 Mar 1816 - 21 Dec 1849.

1221. Taylor, Vincent Died March 27, 1861, testate [Cont'd from Vol. II & III].

July 7, 1880, County Court: The executor made a final estate settlement with the court. Payments included: S. [Samuel] M. Brown & A. [Amanda] E. [Taylor] Brown, \$800 for the amount of two notes given for land; Elizabeth A. Brown & F. S. Brown, \$790.75 for amount paid for land for them; W. [William] C. Taylor, \$779.88 for his share; N. [Nathaniel] R. Taylor, \$735.05 for his share; James H. & Mary F. [Taylor] Cole, \$735.05, for their share; Margaret C. [Taylor] & R. E. B. Floyd, \$735.05 furnished them in land; H. [Henry] V. Taylor, \$935.05 for his share of estate; Pheba M. [Taylor] and Gardner Batts, \$1642.47 for their share; the surviving executor had a full share, \$735.05 and J. [James] P. Taylor (deceased), the co-executor had a full share, \$735.05. H. [Henry] V. Taylor and Pheba M. [Taylor] Batts had received special legacies in addition to their shares.

Rutherford Co., TN Marriage records: Samuel M. Brown married Amanda E. Taylor on August 22, 1854. James H. Cole married Mary F. Taylor on January 15, 1856. James P. Taylor married Margaret Ransom on August 5, 1846. William C. Taylor married Sarah J. Davidson on June 24, 1841. Henry Taylor married Mary J. Dement on May 31, 1860.

Tennessee State Marriages, 1780-2002: R. E. B. Floyd married M. C. Taylor on February 7, 1866 in Bedford Co. Gardner Batts married Pheba Taylor on December 23, 1869 in Bedford Co.

1222. Temple, William P., Dr. Died July 1859, testate, in Bedford County. [Cont'd from Vol. III].

Note CORRECTION of death date: Mortality Schedule for Bedford Co. as of June 1, 1860: W. P. Temple, aged 32, married, Physician, died in July 1859 of consumption.

March 22, 1872, Chancery Court: R. H. Temple et al vs W. A. Johnson. Many years earlier, R. H. Temple, W. A. Johnson and W. P. Temple (deceased), represented by Price C. Hiele and John L. Cooper, his administrators, had entered into a partnership to run a steam sawmill in Bedford Co. The partnership had been dissolved on December 23, 1858, by mutual agreement. At dissolution, W. A. Johnson had obligated himself to pay W. P. Temple \$748.43 and R. H. Temple \$584.85 for their shares of the sawmill. He was also to turn over all notes and when they had been collected the sum would be applied to the purchase price. After due diligence, \$208 had been collected. This sum had been counterbalanced by various sums due from W. A. Johnson to the said Temples. Preston Frazier, one of the administrators of W. P. Temple (deceased), who had sold in December 1862, the sawmill for \$500. The court had ruled that W. A. Johnson was liable for \$1513.76., the amount of the purchase money plus interest and had ordered that execution be issued.

1223. Tennison, Edmond Died before March 6, 1876, intestate.

March 6, 1876, County Court: The court noted the death of Edmond Tennison and appointed P. E. Fleming as his administrator.

March 9, 1876, County Court: The administrator presented an inventory of the estate to the court that consisted solely of \$465 in money.

February 3, 1879, County Court: P. E. Fleming, administrator, made a final estate settlement with the court.

1870 U. S. Census, Marshall Co., TN: Edmond Tennison, 77, NC, was living with the family of Isaac and Mary Tennison.

1224. Tennison, Mrs. Sybella Died December 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: Sybella Tennison, 78, PA, widowed, died December 1849 of unknown cause.

1225. Thomas, Edward Died December 1860, intestate. [Cont'd from Vols. II & III].

Note CORRECTION of Census data

Term, 1867, County Court: Frances [Atkinson] Thomas, widow of Edward Thomas (deceased); John W. Thomas; Powhatan Miles and Thomas Atkinson, administrator of Edward Thomas (deceased). John W. Thomas had been the only surviving child of the intestate. Powhatan Miles was the husband of Mary J. [Thomas] Miles, mother of Frances Miles (deceased). The intestate had one other child that had survived him, James Thomas, but he had died after his father never having been married. He had executed a will that devised all his estate to his brother, John W. Thomas.

September 23, 1871, County Court: Thomas Atkinson, administrator of Edward Thomas (deceased) vs Frances [Atkinson] Thomas and Powhatan Miles of Rutherford Co. and John W. Thomas of Wilson Co. Frances [Atkinson] Thomas was the widow of the deceased and John W. Thomas was his only surviving child. The intestate had a daughter, Mary, who had married Powhatan Miles and they had a child. Mary [Thomas] Miles had died and so had her child, Frances Miles. The intestate had a tract of 190 acres and the widow had received her dower from this land. The administrator had suggested the estate was insolvent as he had \$40.30 in hand and debts totaled \$270. The record of the widow's dower had been lost so the administrator prayed for a new record to be made and for the sale of the remainder of the land to pay debts and administrative expenses.

October 16, 1871, Chancery Court Enrolled Cases #3, pg. 32: Frances [Atkinson] Thomas, John W. Thomas and P. [Powatan] P. Miles vs Thomas Atkinson. Edward Thomas had died December 1860. The petitioners had noted it had been over ten years and the administrator had not completed the administration of the estate and the settlement that had been made with the County Court on April 3, 1869, had been made without knowledge of or notice to the petitioners. This settlement had shown a balance of \$40.30. On September 23, 1871, the administrator had filed suit in County Court against the petitioners stating that there were other debts and had prayed for a decree to sell off 190 acres of land. The petitioners had charged that the administrator had not accounted for rent due from several slaves he had hired out. They also charged that the administrator had taken possession of the land, slaves and plow-beasts of the estate and had cultivated the land and had not accounted for this in his settlement. They prayed for an injunction to stop the sale of land and for a court-ordered accounting of the estate.

Rutherford Co., TN Marriage records: Edward Thomas married Frances Atkinson on April 18, 1827. P. P. Miles married Mary E. Thomas on February 10, 1861.

1850 Rutherford Co., TN Census, Murphy Dist.: Edward Thomas, 69 VA; Fanny Thomas, 47 SC; William Thomas, 22; Sally Thomas, 19; John Thomas, 14; James Thomas, 12; Mary Thomas, 8.

1860 Rutherford Co., TN Census, Dist. 8 (Murphy): E. Thomas (m), 80 VA; F. Thomas (f), 58; J. A. Thomas (m), 23; M. Thomas (f), 18.

1226. Thomas, Frances Died May 1880, unknown.

Rutherford Co. TN US Census Mortality Schedules: Frances Thomas, 77, widowed, (parents born in NC), died May 1880 of liver complaints. **Note:** This may be Frances [Atkinson] Thomas, widow of Edward Thomas (see above).

1227. Thomas, Mrs. Mary M. Died October 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: Mary M. Thomas, 50, widowed, born in NC, died October 1849 of Typhoid fever.

1228. Thompson, Cullen Died before May 1, 1871, intestate.

May 1, 1871, June 3, 1874, February 2, 1880, County Court: R. C. Freeman was appointed guardian for D. A. Thompson, minor child of Cullen Thompson (deceased) and heir at law of Elizabeth Barton (deceased).

1229. Thompson, David S. Died in May 1850, intestate. [Cont'd from Vol. II & III].

Rutherford Co. TN US Census Mortality Schedules: David S. Thompson, 33, married, died in May 1850 of consumption.

1230. Thompson, Eli N. Died September 1875, intestate.

Note: He was the son of Jesse, Sr. (died ca 1859 - see Vol. II) and Rhody Thompson.

October 27, 1874, Chancery Court: A. R. Gannaway vs Eli N. Thompson. In July 1871, Eli N. Thompson had sold the complainant 98 acres of land for the sum of \$2900. The complainant had paid \$1300 in cash and had given notes for the remainder. After taking possession of the land, he had learned that Jesse R. Thompson held the deed to 28 acres of that tract. The complainant had been willing to keep the 70 acres for a price in proportion to the price paid for the entire tract. If that couldn't be worked out, he prayed for the transaction to be nullified.

January 3, 1876, County Court: The court noted the death of Eli N. Thompson and appointed R. D. Jamison as the administrator.

March 31, 1876, Chancery Court: R. D. Jamison, administrator of Eli N. Thompson (deceased) and J. [James] H. Clayton, Asbury Overall & John Overall, firm under name of Clayton & Overall vs Jesse Thompson, Martha [Fathera] Thompson [widow] of Rutherford Co.; Fielder B. Thompson, Jesse A. Thompson, Anna Belle Thompson, William Thompson and Frances Matilda Thompson, minors without guardians and residents of Rutherford Co.; Joe Arbuckle and James Arbuckle of Rutherford Co.; R. W. Ward and T. [Thompson] B. Ivie; and Mary S. Ward. Eli N. Thompson had died in September 1875, intestate. When R. D. Jamison had taken charge of the estate, all papers had been misplaced, accidentally or intentionally, and the personal estate had been only enough to satisfy personal exemptions to the widow. Due to the number of claims against the estate and nothing in hand to pay them, the administrator had declared the estate insolvent and notice had been given to creditors to file their claims. Debts were in excess of \$2000.

April term, 1876, Chancery Court: R. D. Jamison, administrator vs Jesse Thompson. The demurrer of Richard Daniel (colored) and James Daniel (colored) had been turned down and the court had noted that Jesse Thompson, Martha [Fathera]Thompson, Fielder B. Thompson and Jesse A. Thompson, Jr. and Joe Arbuckle and James Arbuckle and Jessie John Brashears had been served but had failed to appear. A decree of confessed had been issued

October term, 1876, Chancery Court: R. D. Jamison, administrator vs Jesse Thompson. Richard Daniel (colored) & James Daniel (colored) had purchased a lot of land in Murfreesboro on January 27, 1875 and gave a note for \$992.97 payable on December 25, 1876. The note had been put in the hands of Clayton & Overall & Co. as collateral security for a debt due from Eli Thompson (deceased). The court had ordered the Daniels to pay \$1068.87 by December 1, 1876 or the land would be exposed to sale.

October term, 1876, Chancery Court: R. D. Jamison, administrator vs Jesse Thompson. R. M. Ward had purchased 99 acres at an execution sale prior to March 1874. The land had been sold as belonging to R. T. Thompson but in fact had belonged to Eli Thompson (deceased). The sale was nullified. Eli Thompson had on March 22, 1871, sold the land to Jesse Thompson for \$2400 in three installments. Two of the unpaid notes were in the hands of R. D. Jamison, administrator of the deceased's estate. Jesse Thompson had until December 1, 1876 to redeem his notes or the land would be resold.

October term, 1876, Chancery Court: R. D. Jamison, administrator vs Jesse Thompson. Fielder B. Thompson, Jesse A. Thompson, Anna Belle Thompson, William Thompson and Frances Matilda Thompson and Joel Arbuckle and James Arbuckle were all minors without guardians. A guardian ad litem had been appointed.

October term, 1876, Chancery Court: R. D. Jamison, administrator vs Jesse Thompson. The lot in Murfreesboro had been auctioned. C. [Camillus] B. Hugginshad had purchased one-fourth and the executors of I. B. Collier (deceased), John A. Collier, N. C. Collier, L. Collier, J. H. Allen and J. H. Crichlow, executors of I. B. Collier (deceased) had purchased the remainder. Total purchase price was \$150. The following day, R. D. Jamison had petitioned to have the bidding reopened as he wanted to bid \$250. The executors of I. B. Collier (deceased) had been bidding for Louisiana Collier, widow of I. B. Collier (deceased) and children to wit: Nancy Collier and Corrinne Collier.

October 29, 1876, Chancery Court: Richard Daniel (colored) and wife, Tama Daniel (colored) had answered the complainant of R. D. Jamison by claiming that he had prematurely called the estate insolvent and further claimed that their original notes for the lot had been satisfied by a note for \$992.97

April term, 1877, Chancery Court: R. D. Jamison, administrator vs Jesse Thompson. The tract previously sold to R. M. Ward had been resold and purchased by B. [Bromfield] L. Ridley and N. C. Collier. Title had been divested out of the heirs to wit: Jesse Thompson; Martha [Fathera]Thompson; Fielder B. Thompson and Jesse A. Thompson, Ann Belle Thompson, William Thompson and Frances Matilda Thompson and Joe Arbuckle and James Arbuckle, R. W. Ward. T. [Thompson] B. Ivie and Mary S. Ward and had been vested in B. [Bromfield] L. Ridley and N. C. Collier. A second tract previously sold to R. M. Ward was auctioned for \$900.05 to H. S. Patillo who had paid cash. Title had been divested out of the heirs and had been vested in H. S. Patillo.

May 13, 1880, Chancery Court: R. D. Jamison, administrator vs Jesse Thompson. Richard Daniel (colored) and James Daniel (colored) had paid \$361.54 on their obligation but still owed \$859.39. The court ordered the lot exposed to resale.

Rutherford Co., TN Marriage records: Eli N. Thompson married Matilda McElroy on August 16, 1844. Eli N. Thompson married Mary A. E. Zumbro on March 10, 1853. Eli N. Thompson married Miss Martha Fathera on July 22, 1872.

1850 Rutherford Co., TN Census, Yourees Dist.: Jesse Thompson, 65 NC; Rhody Thompson, 55 NC; Susanna Thompson, 25; Eli Thompson, 20; Martha E. Thompson, 16; Mary E. Thompson, 5.

12 July 1860 Rutherford Co., TN Census, Yourees Dist.: E. N. Thompson (m), 29; M. A. E. Thompson (f), 26; M. E. Thompson (f), 14; F. B. Thompson (m), 6; Jesse Thompson, 3; R. M. Thompson (f), 2 months.

1870 Rutherford Co., TN Census, Dist. 18 (Fox Camp): Eli Thompson, 49; Fanny Thompson, 27; Fielder Thompson, 15; Jess Thompson, 12; Alice Thompson, 7; Nancy Thompson, 2; Phebe Bowling, 15 Black Servant.

1231. Thompson, Henry D. Died before May 20, 1835, intestate. [Cont'd from Vols. I & II].

Note: Widow, Susan [Smith] Thompson, daughter of Capt. Robert, Sr. (a Rev. War soldier, died 1822 and buried Old City Cemetery) and Mary [Jarratt] Smith.

October 5, 1881, County Court: Robert W. Saunders and William L. Saunders of Texas; Henry Thompson, Coffee County; David Thompson of Rutherford Co.; David Sneed of Rutherford County; Joseph Sneed of ? Co.; Sally Cook of Rutherford Co.; Robert Cook and Ju ? Cook of Alabama; James Hobbs & wife, Susan Hobbs of Bedford Co. vs Henry Crocker of Rutherford Co.; Scott Worley & wife, Caroline [Crocker] Worley of Texas; Lizzie Price; Richard Price; Franklin Price; Mary [Price] Ballard and husband, ? Ballard, four children of Mary [Price] Ballard and minors believed to live in Alabama. Henry D. Thompson had died in 1835. He had left a widow, Susan [Smith]Thompson, and six children to wit: Sarah A. [Thompson] Saunders (deceased), wife of S. R. Saunders, who left one child, Robert W. Saunders; Henrietta [Thompson] Saunders (deceased), wife of S. R. Saunders, had left one child, William L. Saunders; Elizabeth [Thompson] Crocker (deceased) who had left two children, Henry Crocker and Caroline [Crocker] Worley, wife of Scott Worley; David S. Thompson (deceased) had left two sons, Henry Thompson and David Thompson; America [Thompson] Sneed (deceased), wife of D. [Dabney] H. Sneed, had left two sons to wit: David Sneed and Joseph Sneed; and Mary Thompson who first married Henry Maberry [Mabry] and had one child, Henry Maberry [Mabry], and after her husband had died, she had married George S. Cook, and had five children to wit: Susan [Cook] Hobbs, wife of James Hobbs; Robert Cook, James Cook; Sally Cook and Mary [Cook] Price (deceased), wife of Richard Price, who had left four children to wit: Mary [Price] Ballard; Franklin Price, Lizzie Price and Richard Price, all minors and non-residents of Tennessee. The widow's dower had been assigned and she had lived on it until about a year prior to this suit. The dower tract had descended to the children, grandchildren and great-grandchildren of the intestate. The six shares were as follows: #1, R. [Robert] W. Saunders, in right of his mother, Sarah A. [Thompson] Saunders; #2, W. [William] L. Saunders in right of his mother, Henrietta [Thompson] Saunders. He had sold his interest to R. [Robert] W. Saunders. #3, Henry Crocker & Caroline [Crocker] Worley. #4, David Sneed and Joseph Sneed. #5, Children and grandchildren of Mary [Thompson – Mabry] Cook. #6, Children of Mary [Cook] Price. The dower tract had contained 40 acres and the complainants had argued that the parcel could not equitably be divided and had prayed for a decree to sell the property. The court had agreed and the parcel had been sold on December 31, 1881.

November 9, 1881, County Court: Robert W. Sanders, William L. Sanders & others vs Henry Crocker & others. Defendants Richard Price, Franklin Price, Mary Ballard, formerly Mary Price, and her husband ? Ballard, and Lizzie Price were all non-residents of Tennessee and were all minors except for the husband of Mary [Price] Ballard. Publication had been made in a Murfreesboro newspaper and a guardian ad litem had been appointed for them.

November 10, 1881, County Court: Robert W. Sanders, William L. Sanders & others vs Henry Crocker & others. Henry Crocker, a resident of Rutherford Co., had failed to appear in court. Defendants Scott Worley and wife, Caroline [Crocker] Worley; Henry Mayberry [Mabry] and ? Ballard, husband of Mary [Price] Ballard, were non-residents of Tennessee and publication had been made. None of the defendants had appeared and an ex parte hearing had been scheduled. The clerk had been directed to collect additional information as to the suitability of the land to being partitioned.

November 10, 1881, County Court: Robert W. Sanders; William L. Sanders; Henry Thompson, David Thompson; David Sneed; Joseph Sneed; Sally Cook; Robert Cook; James Cook; James Hobbs and wife, Susan [Cook] Hobbs vs Henry Crocker; Scott Worley and wife, Caroline [Crocker] Worley; Henry Mayberry [Mabry]; Richard Price; Franklin Price; Mary [Price] Ballard and husband, ? Ballard; and Lizzie Price. The clerk had reported that the land could not be satisfactorily partitioned without injury to one or more parties. The clerk had reported that R. [Robert] W. Sanders owned one-third of the land as he had purchased the one-sixth interest of his [step]-brother, W. [William] L. Sanders. David Thompson and Henry Thompson jointly owned a one-sixth interest. David and Joseph Sneed jointly owned a one-sixth interest. Henry Crocker and Caroline [Crocker] Worley jointly owned a one-sixth interest. Henry Mayberry owned a one-thirty-sixth interest; Susan [Cook] Hobbs owned a one-thirty-sixth interest; Sally Cook owned a one-thirty-sixth interest; Robert Cook owned a one-thirty-sixth interest; and the four children of Mary [Cook] Price (deceased) to wit: Mary [Price] Ballard, Richard Price, Franklin Price and Lizzie Price, owned a one-thirty-sixth interest between them equally. A commissioner had been appointed to sell the land.

December 7, 1881, County Court: Robert W. Sanders, et al. vs Henry Crocker, et al. The 50-acre tract had been auctioned on December 3, 1881 and sold for \$708 to T. B. Snell. Henry Crocker, one of the defendants, had been in possession of the land.

Rutherford Co., TN Marriage records: Henry D. Thompson married Susan Smith on February 1, 1816. David S. Thompson married Samantha A. Holden on July 30, 1847. Thomas B. Crocker married Elizabeth M. Thompson on September 15, 1850. Samuel R. Sanders married Sarah A. Thompson on March 31, 1846. Samuel R. Sanders married Henrietta S. Thompson on January 3, 1854. Dabney Sneed married United America Thompson on December 5, 1850. W. S. Worley married Carrie W. Crocker on December 24, 1876. Henry Mabry married Mary J. Thompson on May 29, 1838. George S. Cook married Mrs. Mary J. Mabry on January 12, 1843. James Hobbs married Sue Cook on February 6, 1876. R. L. Price married Mary L. Cook on January 5, 1860.

1870 Rutherford Co., TN Census, Dist. 11 (Barfield): Susan Thompson, 73 VA; T. B. Crockett (m), 44 NC; Carrie Crockett, 18; H. T. Crockett (m), 10.

Harrison Cemetery, Harrison Rd.: Mrs. Sarah Sanders, wife of Samuel R. Sanders, 29 Dec 1820 - 24 May 1853. Henrietta Sanders, wife of S. R. Sanders, 11 Jan 1823 - 20 Mar 1859. Susan C. Thompson, 26 Jan 1825 - 11 Sep 1856.

1232. Thompson, John M. Died on or about January 8, 1869, testate. [Cont'd from Vol. III].

Note: The widow was Sarah T. [Barnes] Thompson. Clementine [Burnett] Hope, had 5 illegitimate children by John M. Thompson, a next door neighbor on the 1860 census. He recognized her in his will. Clementine Burnett married James W. Hope on October 28, 1851. James W. Hope died in 1857 - see Vol. II

October 14, 1878, Chancery Court: Sarah T. [Barnes] Thompson [widow]; Samuel F. Thompson; Parley P. Thompson; John Kerr and wife, Sarah [Thompson] Kerr; B. P. Northcott and wife, Susan J. [Thompson] Northcott; John W. Goodloe and wife, Margaret J. [Thompson] Goodloe; W. H. Burnett and wife, Nancy C. [Thompson] Burnett vs Joseph R. Thompson; Sarah [Barnes] Kerr, executrix of G. W. [Wilson] Kerr (deceased) **Note:** G. Wilson Kerr died 1870, leaving his widow, Sarah [Barnes] Kerr, whom he married 27 Dec 1837. They were the parents of John Kerr who married Sarah Thompson, daughter of John M. Thompson, testator; Louisa Marion Hope; Isadora Norwood Hope; Martha Clementine Hope; Joseph Jackson Hope, and Mary Washington Hope, the last five were minor children without guardians. John M. Thompson had died in November 1868. **Note:** This cannot be correct as it is before the will was dated. According to his will, the children of Clementine [Burnett] Hope were to receive \$125 each and the balance of his estate was to be divided equally between his wife, Sarah [Barnes] Thompson, his children by her and the children of Clementine [Burnett] Hope. Joseph R. Thompson and G. W. [Wilson] Kerr were executors of the deceased's estate. G. W. [Wilson] Kerr had died in 1870 and Sarah [Barnes] Kerr had become his executrix. On or about July 17, 1872, the surviving executor had made a partial settlement with the court that had shown a balance due the estate of \$676.90. No other settlements had ever been made. The complainants charged that there were notes, accounts and claims that had not charged to the executors. They also charged that they have never received their legacies or any part thereof. They didn't believe it had been the intent of the testator to have them wait until the youngest child of Clementine [Burnett] Hope, aged about twelve years, became of age. The complainants feared that since the executors had not given security, they were afraid of the loss of all or part of their estate unless a complete settlement was made. The estate of G. W. [Wilson] Kerr (deceased) had been settled and there was no further recourse there.

June 14, 1879, Chancery Court Enrolled Cases #10, pg. 266: John M. Thompson had died on or about January 8, 1869, testate. Two years after the testator's death, real estate had become very depressed so the executors and devisees agreed to postpone the sale until the expiration of five years.

October 20, 1879, Chancery Court: Sarah T. [Barnes] Thompson & others. In reply to bills seeking the court's construction of the will of John M. Thompson (deceased), the court had ruled that the testator have bequeathed to Louisa Marion Hope, Isadora Norwood Hope, Martha Clementine Hope, Joseph Jackson Hope and Mary Washington Hope each \$125 to be set apart out of the funds that first came into the hands of the executor. These bequests were to be paid when each became of age. The residue of the estate that came into the hands of the executor was to be equally divided and paid by the executor to Sarah T. [Barnes] Thompson, widow; Susan Jane [Thompson] Northcott; Margaret J. [Thompson] Goodloe; Sarah Ann [Thompson] Kerr; Samuel P. Thompson; Nancy Caroline [Thompson] Burnett and Parly P. Thompson, the six being children of the testator with his widow, Sarah T. [Barnes] Thompson. The children of Clementine [Barnett] Hope were to receive jointly a one-eighth share of the residue. The payment of the residual funds to the Hope children could be made as soon as funds became available.

February 19, 1881, Chancery Court: The complainants in this case prayed for a decree to sell the equitable interest in a 105 acre tract that had been owned by Joseph R. Thompson so that a settlement of the estate could be made. The legal title to this land had been held by the heirs of D. [David] M. Jarratt (deceased) and John Woods, Snow S. Jarratt and Jesse A. Jarratt were his executors of whom the two latter together with Julia R. [Jarratt] Curlee of Coffee Co.; Augusta T. [Jarratt] Scruggs, wife of William Scruggs of Bedford Co.; Mary [Jarratt] Smith, wife of John Smith; Clementine [Jarratt] Mitchell, wife of John Mitchell; David Jarratt; Mack Jarratt; Ida Jarratt; Julia Jarratt and Lee Jarratt, citizens of Cannon Co., were the legatees and heirs of D. [David] M. Jarratt

(deceased). He had bound himself by title bond dated September 5, 1866, to convey the tract of land to John M. Thompson (deceased) who in turn had bound himself to convey to Joseph R. Thompson said tract of land under the terms expressed thereon. Joseph R. Thompson still owed the executors of D. [David] M. Jarratt (deceased) about \$400 including interest. The complainants charged that J. [Joseph] R. Thompson had been actively seeking to defeat any recovery. They prayed for a writ of attachment on the land of J. [Joseph] R. Thompson. **Note:** The equitable interest of J. R. Thompson in the land was sold in 1883 after a homestead had been assigned to him.

Rutherford Co., TN Marriage records: B. [Benjamin] P. Northcott married Susan J. Thompson on December 29, 1859. John W. Goodloe married Margaret J. Thompson on May 28, 1857.

1233. Thompson, Margaret Died before October 7, 1875, intestate.

October 7, 1875, County Court: The court noted the death of Margaret Thompson and appointed Joseph R. Thompson as administrator of her estate.

October 4, 1881, County Court: The administrator reported to the court that no assets had come into his hands except the proceeds from a land warrant. The administrator was the only heir so there was no settlement to make.

1234. Thompson, Mary [Ann Hamilton] Died December 2, 1858, testate. [Cont'd from Vols. II & III].

Note: Widow of David Henry Thompson, who died 1835 in AL. Executor: Moses R. Buchanan. Children were: [1] Henry D. Thompson & wife, Adelia [Buntin]; [2] James Thompson (deceased before his mother), leaving a daughter Mary E. Thompson, who married William N. Jordan; [3] Leodocia Thompson married John B. Goodwin; [4] Margaret Thompson married Samuel D. Ferguson; [5] Mary Hamilton Thompson married Nathan W. Carter.

November 3, 1866, Chancery Court Enrolled Cases #3, pg. 522: W. [William] N. Jordan and wife, Mary E. [Thompson] Jordan; vs Moses R. Buchanan; J. A. Buchanan; J. [John] B. Goodwin; N. [Nathan] W. Carter and wife, Mary [H. Thompson]; Samuel Ferguson and wife, Margaret L. [Thompson] of Lauderdale Co.; H. [Henry] D. Thompson & wife, Adelia [Buntin] of Kentucky. W. [William] N. Jordan had married Mary E. Thompson on June 15, 1864 and they had a child, Beatrice Jordan. Leodocia [Thompson] Goodwin, wife of J. [John] B. Goodwin, and Margret T. [Thompson] Ferguson, wife of Samuel Ferguson, had died. J. A. Buchanan had purchased 160 acres at auction for \$6414.40 but had not paid any part of the purchase money and the petitioners prayed for a decree to sell the land to satisfy the lien. They also prayed for a court-ordered settlement and payment of one-fifth of the estate due Mary E. [Thompson] Jordan. J. A. Buchanan denied that he had purchased the land and had given any notes. M. [Moses] R. Buchanan, executor, had planned to take the land but had been advised he could not legally do so. He asked the court to determine his liability in the matter.

October 2, 1872, Chancery Court: W. [William] N. Jordan & wife, Mary E. [H. Thompson] Jordan vs M. [Moses] R. Buchanan, executor of Mary [Ann Hamilton] Thompson (deceased), J. [John] B. Goodwin; N. [Nathan] W. Carter and wife, Mary [H. Thompson] of Marshall Co.; Samuel D. Ferguson, administrator of Margaret L. [Thompson] Ferguson (deceased) of Lauderdale Co.; and H. [Henry] D. Thompson and wife, Adelia [Buntin], residents of Kentucky. The original bill had been filed on November 3, 1866. Mary [Ann Hamilton] Thompson, grandmother of Mary E. [Thompson] Jordan; mother of Leodocia [Thompson] Goodwin, former deceased wife of J. [John] B. Goodwin; mother of Mary [Thompson] Carter, wife of N. [Nathan] W. Carter; mother of Margaret L. [Thompson], former deceased wife of S. [Samuel] D. Ferguson; and mother of H. [Henry] D. Thompson, had died testate. In the will, M. [Moses] R. Buchanan had been named executor. In the will, the testator had directed that the land be sold and the proceeds were to be divided as follows: one-fifth to the separate use of Adelia [Buntin]Thompson with the remainder to the children of H. [Henry] D. Thompson who was named trustee of the funds. One-fifth of the funds was bequeathed to Mary E. [Thompson] Jordan for life with a bequest over in favor of testatrix's children or their representatives if she died without children. The remaining three-fifths went to Mary [Thompson] Carter, Leodocia [Thompson] Goodwin and Margaret L. [Thompson] Ferguson. W. [William] N. Jordan married Mary E. [Thompson] in 1864 **Note:** Mary E. Thompson was the daughter of James Thompson, who was a son of Mary Ann [Hamilton] Thompson, the testator. Leodocia [Jordan] married J. [John] B. Goodwin. Samuel Ferguson was the husband of Margaret L. [Thompson]. Leodocia and Margaret both had died after the testatrix leaving issue. The complainants charged that executor, M. [Moses] R. Buchanan, had sold personal property for \$928 and notes had come into his hands for \$774. He had sold one tract of land as directed by the will for \$6414 to J. A. Buchanan who had never paid any of the purchase money. The executor had also not paid over to the complainants the one-fifth of the estate. The Clerk & Master was directed to start an account for the management of the estate.

October 18, 1877, Chancery Court: W. [William] N. Jordan and wife vs M. [Moses] R. Buchanan. Under the terms of the will of the testatrix, Adelia [Buntin] Thompson, widow of H. [Henry] D. Thompson (deceased), was to receive one-fifth of the estate of

Mary [Ann Hamilton]Thompson (deceased) for and during her [Adelia [Buntin]Thompson's] natural life and afterwards to the children of H. [Henry] D. Thompson (deceased). The Clerk & Master had been ordered to determine the names of the children of H. [Henry] D. Thompson (deceased) and to make an account of the estate.

November 14, 1879, Chancery Court: W. [William] N. Jordan vs M. [Moses] R. Buchanan & J. A. Buchanan, executors of the testatrix. Mrs. Adelaide [Adelia Buntin] Thompson, resident of Simpson Co., Kentucky, was to receive \$558 in which she had life estate, the remainder was to go the children of H. [Henry] D. Thompson (deceased) providing she could provide a bond with sureties. She provided a bond for \$1116 for the use of Mary E. [Thompson] Harrington and husband, J. J. Harrington; F. J. [Thompson] Madison and her husband, F. E. Madison; Margaret E. [Thompson] Wright and husband, G. H. Wright; James H. Thompson; John G. Thompson; Catharine F. Thompson; B. [Buntin] C. Thompson; Eula B. Thompson; and P. T. Thompson, children of H. [Henry] D. Thompson (deceased). The \$558 was Mrs. Adelaide [Adelia Buntin]Thompson's share of the proceeds.

Rutherford Co., TN Marriage records: Nathan W. Carter married Mary Hamilton Thompson on December 22, 1836. John B. Goodwin married Leodocia Thompson on March 20, 1845. William N. Jordan married Mary E. Thompson on June 15, 1864. Samuel Furgerson married Margaret T. Thompson on January 17, 1852.

Tennessee State Marriages 1780-2002: Henry D. Thompson married Adelia Buntin on August 18, 1848 in Sumner Co.

1850 Sumner Co., TN Census: Thomas Buntin, 52 NC; Elizabeth Buntin, 52 NC; William Buntin, 21; Mary Buntin, 13; John Buntin, 12; Jane Buntin, 9; Henry Thompson, 28 Physician; Delia Thompson, 17.

1860 Sumner Co., TN Census: H. D. Thompson, 36 AL Doctor & Farmer; Adelia A. Thompson, 26; Mary E. Thompson, 9; Louella J. Thompson, 6; Maryann E. Thompson, 4; J. H. Thompson (m), 2.

1880 Simpson Co., KY Census: Adelia Thompson, 48 TN widowed; James Thompson, 21 TN son; John Thompson, 17 TN son; Kathie Thompson, 15 TN daughter; Buntin Thompson, 13 TN son; Eula Thompson, 10 TN daughter; Lilla Thompson, 8 TN daughter

1235. Thompson, Nancy W. [Alford] Died February 7, 1860, unknown.

Rutherford Co., TN Marriage records: Nimrod N. Thompson married Nancy W. Alford on November 1, 1848.

Rutherford Co. TN US Census Mortality Schedules: Nancy W. Thompson, 35, married, died March 1860 of consumption.

1850 Rutherford Co., TN Census, Fall Creek Dist.: William Alford, 64 VA; Sally Alford, 53; Nimrod N. Thompson, 33 Physician; Nancy W. Thompson, 24.

Alford Cemetery, Jefferson Pike & Powell Chapel Rd.: Nancy W. Alford Thompson, wife of N. W. Thompson, daughter of W. & S. Alford, 14 Dec 1825 - 7 Feb 1860.

1236. Thompson, Robert Died between July 20, 1870 and April 19, 1871, intestate.

April 19, 1871, October 21, 1873, County Court: J. [John] W. Quarles, administrator de bonis non, submitted an inventory of the personal property of the estate and then made a final estate settlement with the court.

1237. Thompson, William Died before October 2, 1876, intestate.

October 2, 1876, County Court: The court allowed W. H. Blanch \$5 for holding an inquest over the body of William Thompson (deceased).

1238. Thurman, Mary Died before March 1, 1875, intestate.

March 1, 1875, November 7, 1877, County Court: The court noted the death of Mary Thurman and appointed F. B. Williams as the administrator of the intestate's estate and made an estate settlement with the court.

1239. Tilford, Ann "Nancy" T. [Lytle] Died about May 1876, intestate.

Note: The date of death from the Bible, spring of 1878, does not agree with the court records that show she died in the spring of 1876. She was the daughter of Capt. William Lytle of Murfreesboro, TN, a Revolutionary War officer.

March 1, 1875, County Court: John Lytle, guardian, submitted an inventory of the personal property of Mrs. A. T. [Ann Lytle] Tilford.

November 6, 1876, County Court: The court noted that Ann T. [Lytle] Tilford had been dead for over six months and no one had applied to be the administrator of the estate. A Public Administrator was appointed. The intestate was in her late 80's in age.

November 1, 1877, County Court: John Lytle, guardian for Mrs. Ann T. [Lytle] Tilford, a person of unsound mind, made a settlement with the court.

June 3, 1879, September 11, 1880, County Court: The administrator of Mrs. Ann [Lytle] Tilford (deceased) made a settlement with the court.

Rutherford Co., TN Deed Book M, p. 367: This indenture made 10 April 1813 between William Lytle, Sen. of Rutherford County and John M. Tilford and Nancy T. Tilford, his wife, of same place for the natural love and affection he has and bears to the said John M. and Nancy T. (his wife) has granted.....a certain tract of land in Rutherford County on both sides of the west fork of Stones River. Beginning at William Warren's south east corner....containing 364 acres. Registered: 25 April 1820.

Tennessee Marriage and Bible Records: John M. Tilford married Ann Taylor Lytle on October 24, 1811.

Children: James M. Tilford, b. 10 August 1812, d. 5 January 1848 Macon, Georgia, married Margaret Henderson Dickson on 7 January 1819; William Lytle Tilford, b. 1 April 1814, d. 29 August 1815; Sarah Tilford, b. 30 October 1817, d. 2 July 1862, married David Ramsey on 3 March 1844; Lucilla Tilford, b. 21 August 1820, d. 5 August 1842; Thomas White Tilford, b. 9 April 1823, d. 23 September 1823; Jane F. Tilford, b. 22 August 1824, d. 30 September 1867, married Henderson McGowan on 28 Oct 1845; William H. Tilford, b. 8 February 1827, d. 2 August 1872 Birmingham, Alabama, married Eliza Vantreesse on 2 April 1845; Henry William Tilford, b. August 8, 1830 d. December 16, 1874, married Eliza Jane Ivie on 27 January 1859; Mary Ellen Tilford, b. 2 January 1833, d. 5 May 1875, married Robert B. McFarlin on 2 January 1860.

Other information: John Tilford, father of John M. Tilford, was born October 10, 1752. He died at age 83. Peggy Tilford, mother of John M. Tilford, was born January 28, 1762. She died at age 85. Ann T. Lytle, daughter of [Capt.] William F. and Ann "Nancy" T. [Taylor] Lytle, was born Orange County, North Carolina on January 18, 1795 and died in the spring of 1878 at age 83.

1850 U. S. Census, Warren County, Dist. 10: John M. Tilford, 67 VA; Ann T. Tilford, 55 NC; Mary E. Tilford, 17.

1870 Rutherford Co., TN Census, Dist. 23: Mary McFarlin, 37; John McFarlin, 8; Elizabeth McFarlin, 8; Ann Tilford, 75 NC.

1240. Tilford, J[ohn] M. Died April 1860, unknown.

Note: Husband of Mrs. Ann T. [Lytle] Tilford [see above]

Rutherford Co. TN US Census Mortality Schedules: J. M. Tilford (male), 77, married, born in VA, died in April 1860 of "old age."

1850 Warren Co., TN Census: John M. Tilford, 67 VA; Ann T. Tilford, 55 NC; Mary E. Tilford, 17

1241. Tilford, Mrs. Nancy Died August 1859, unknown.

Rutherford Co. TN US Census Mortality Schedules: Nancy Tilford, 45, widowed, born in NC, died August 1859 of cancer.

1242. Tipton, Van Died before October 2, 1876, intestate.

October 2, 1876, County Court: The court allowed W. H. Blanch \$5 for holding an inquest over the body of Van Tipton (deceased).

1243. Tobias, Abram Citizenship

July term, 1872, Circuit Court Enrolling Docket #5, pg. 543: Abram Tobias was required to renounce allegiance to the Czar of Russia and to swear allegiance to the Constitution of the United States. A witness testified he had been in the United States five years, three of them as a minor, and that he was a good citizen. He was born in Sarolka, Russia. The court granted citizenship.

9 June 1870 Davidson Co., TN Census, Nashville: Morris Powers, 24, OH, clothing merchant; Flurette Powers, 19, OH; Sam Powers, 2; Fred Powers, 6 months, OH; Abe Tobias, 26, Russia, dry goods merchant; Leah Tobias, 19, Prussia, boarding.

1244. Tobias, Solomon Citizenship

December 1, 1876, Circuit Court Enrolling Docket #7, pg 122: Solomon Tobias was from the Kingdom of Poland that had been incorporated into Russia. He had immigrated to the United States when he fourteen years of age. He was now twenty-three years old. He renounced his allegiance to all foreign governments especially Alexander Nickilovich, Czar of Russia. He was granted citizenship.

1245. Tobias, Thomas Citizenship

February 13, 1874, Circuit Court Enrolling Docket #6, pg. 446: Thomas Tobias had arrived in the United States as a minor just over fifteen years old. He was a native of Poland in Russia. He renounced his allegiance to Alexander the fourth, Czar of Russia. He swore to uphold the constitution and was granted citizenship.

1246. Toby, Cela (colored) Died May 1850, unknown.

Rutherford Co. TN US Census Mortality Schedules: Cela Toby (colored), 18, slave, born VA, died May 1850 unknown cause.

1247. Todd, Aaron, Sr. Died July 1859, testate. [Cont'd from Vol. II & III].

December 1, 1875, August 28, 1877, County Court: Wesley Lowe, guardian for Jeremiah Runnels, Sarah Runnels, Thomas Runnels and Calvin Runnels, minor heirs of Annie [Todd] Runnels (deceased) and heirs at law of Aaron Todd (deceased), made a settlement with the court. [**Note:** Runnels is probably Reynolds.]

Rutherford Co., TN Marriage records: Calvin Reynolds married Anna Todd on February 9, 1848.

1870 Rutherford Co., TN Census, Dist. 24 (Big Spring): Aaron Todd, 30; Elizabeth Todd, 21; Josephine Todd, 2; William A. Todd, born Feb 1870; Phebe Todd, 54; Jeremiah Reynolds, 15; Sarah Reynolds, 13; Calvin Reynolds, 12; Thomas Reynolds, 17.

1248. Todd, Levi D. Died about 1863 during Civil War, intestate. [Cont'd from Vol. III].

Note: Son of William Todd (died ca 1870 - see below). He married Mary "Polly" Vardelle on January 18, 1841 in Cannon Co.

October 2, 1873, Chancery Court: Elizabeth Jane [Todd] Brown and James Henry Todd, minor heirs of Levi D. Todd (deceased), citizens of Rutherford Co., by their guardian, J. P. [Pinkney] Todd, citizen of Cannon Co., and L. [Levi] A. Todd of Cannon County, and C. [Caleb] W. Todd of Rutherford Co. vs J. [John] W. Jernigan, Jesse Jernigan, A. J. McNabb, and Melvina [Todd] Jernigan, wife of J. [John] W. Jernigan. Levi D. Todd had died about 1863 or 1864, intestate, leaving a considerable estate consisting of real & personal property. His wife had died a few years earlier. He had left surviving him five children to wit: Melvina [Todd] Jernigan, wife of J. [John] W. Jernigan; L. [Levi] A. Todd, C. [Caleb] W. Todd, Elizabeth Jane Todd, who after the death of her father, had married George Brown, and James Henry Todd. J. [John] W. Jernigan had been appointed administrator of the estate and J. P. [Pinkney] Todd had been appointed guardian for Elizabeth Jane [Todd] Brown, C. [Caleb] W. and James H. Todd. C. [Caleb] W. Todd had become of age after the appointment. The complainants charged that the time allowed for settlement of an estate had long since lapsed and the administrator had still refused to make a settlement as required by law. He had also failed and refused to pay over to the complainants or their guardian their rightful share of the estate. They also charged that the inventory of the estate did not include all the property namely one mare valued at \$160, a yoke of oxen valued at \$100 and three notes totaling \$1141. J. [John] W. Jernigan had taken possession of the lands belonging to the estate about January 1, 1866 and had retained possession until January 6, 1873, living there, cultivating some of the land and renting the remainder. The complainants charged that J. [John] W. Jernigan had converted the property and money of the estate to his own use and that he and his sureties owed them their proper share of their father's estate, and rent for the use and occupation of the 180 acres for the years he had held the property. They prayed the court to require a complete accounting of the estate.

October 17, 1873, Chancery Court: In his response to the above bill, J. [John] W. Jernigan noted that the husband of Elizabeth Jane [Todd] Brown had abandoned her. He adamantly denied the charges in the bill.

September 28, 1874, Chancery Court: Levi D. Todd had died in the war in 1863 when the courts had been suspended. When the intestate had died, J. [John] W. Jernigan had been absent being in the Confederate Army. Soon after the death of the intestate, Herod Burks, C. [Caleb] W. Todd, a brother of the deceased, Asa S. Lee, and Jesse Jernigan, father of J. [John] W. Jernigan, had gone to the house of the deceased and had taken an inventory. At request of neighbors, they had taken possession of a \$100

bill of the Union Bank of Tennessee, a \$20 bill of Planters Bank of Tennessee, some Confederate money and notes and accounts due the deceased. Part of this money had been expended to support the children and the remainder had been turned over along with the notes to J. [John] W. Jernigan. J. W. Jernigan denied he had misused any of the children's money and relied upon the statute of limitations as a defense.

October 21, 1875, Chancery Court: J. [John] W. Jernigan, administrator vs Asa S. Lee and others. J. W. Jernigan had purchased an 80-acre tract of land at the auction on January 6, 1873. He had given a note for \$650.67 payable in twelve months. Payments had been made but there was a balance of \$191.13 unpaid. The Clerk & Master was directed to recover judgment on the note or the land would be resold.

April 18, 1876, Chancery Court: Elizabeth J. [Todd] Brown, Pinkney [J. P.] Todd, guardian, James H. Todd, L. [Levi] A. Todd and C. [Caleb] W. Todd vs John W. Jernigan, administrator of Levi D. Todd (deceased). Jesse Jernigan, the security of J. [John] W. Jernigan, administrator of Levi D. Todd (deceased) and Pinkney Todd, guardian of minor heirs of Levi D. Todd (deceased) to wit: Elizabeth Jane [Todd] Brown and James Henry Todd, minor heirs, and Mary M. [Todd] Jernigan and L. [Levi] A. Todd and C. [Caleb] W. Todd, the heirs of Levi D. Todd (deceased) effected a compromise whereby the court would pass a decree against the administrator and his security for \$150. The money was to be divided equally among the above listed heirs.

May 26, 1876, Chancery Court: Celina Bowman vs Asa S. Lee, J. [John] W. Jernigan and others. Final payment on the home tract of the deceased had been made and the court had divested title from John W. Jernigan & wife, Malinda [Todd]; Levi A. Todd; Caleb Wesley Todd; Betsy [Elizabeth] J. [Todd] Brown; and James H. Todd and had vested it in Samuel Shelton.

September 5, 1879, County Court: J. P. [Pinkney] Todd, guardian for J. [James] H. Todd, a minor heir of L. [Levi] D. Todd (deceased) and a minor heir at law of William Todd (deceased), made a settlement with the court:

February 3, 1880, County Court: R. D. Jamison, Public Administrator, made an estate settlement with the court.

Rutherford Co., TN Marriage records: J. W. Jernigan married Mary M. Todd on April 3, 1859. George Brown married Betty Jane Todd on June 10, 1869.

1249. Todd, Newlin (colored) Died February 1860, intestate.

Rutherford Co. TN US Census Mortality Schedules: Newlin Todd (colored), 15, slave, died February 1860 of scrofula.

1250. Todd, William, Sr. Died before March 7, 1870, intestate.

Note: He and his wife, Jane, apparently died between the 1860 and 1870 census. Children: John B. Todd (deceased); Levi D. Todd (deceased); Newton Todd; Jane M. Todd, wife of William C. Campbell; Elizabeth Todd, wife of Robert Carter; Cynthia Todd, wife of J. Pinkney Todd; Mary Todd, wife of William S. Donnell; William Todd, Jr.; Walker M. Todd; James Todd; Caleb W. Todd.

March 7, 1870, County Court: The court noted the death of William Todd and appointed Robert Carter and William S. Donnell as administrators.

May 2, 1870, County Court: Robert Carter and W. [William] S. Donnell, administrators of William Todd (deceased) submitted an inventory of the personal estate of the deceased and an account of the sales that had been made at the auction.

March 22, 1871, County Court: Administrators of the estate submitted a list of rent, corn and hay and other articles that had been sold at auction by the administrators.

March 31, 1871, Chancery Court: Robert Carter and wife, Elizabeth [Todd]; Caleb W. Todd; Walker M. Todd; William C. Campbell and wife, Malvina [Todd]; William C. Donnell and wife, Mary [Todd], all residents of Rutherford Co.; William M. Todd and J. P. [Pinkney] Todd and wife, Cynthia [Todd], residents of Cannon Co.; vs Newton Todd of Kentucky; James Todd of Missouri; and William Todd; Mary Todd; Jane Todd; Nancy C. Todd and Margaret Todd, the last five were children & heirs of a son, John [B.] Todd (deceased) and were residents of Missouri; Levi A. Todd; J. [John] W. Jernigan & wife, Malvina [Todd]; Elizabeth Jane [Todd] Brown, wife of George Brown; Caleb W. Todd, a minor; James Henry Todd, a minor, the said Levi A. Todd, Malvina Todd, Elizabeth Jane Todd, Caleb W. Todd and James Henry Todd being children and heirs of a son, Levi [D.] Todd (deceased) who together with J. [John] W. Jernigan were residents of Rutherford Co. George Brown, husband of Elizabeth Jane [Todd] Brown, had no fixed residence. William Todd had died intestate leaving complainants together with Newton Todd of Kentucky; James Todd of Missouri, as his children except complainants Robert Carter, William S. Donnell, William C. Campbell and J. P. [Pinkney] Todd whose wives respectively were children of intestate. The intestate also had two sons, John [B.] Todd and Levi [D.] Todd, who had died before him. John Todd had lived in Missouri and had left surviving him a son, William, and four daughters to wit; Mary, Nancy C., Jane and Margaret, all of whom were of age and lived in Missouri. The names of possible husbands were unknown. Levi [D.] Todd (deceased), the other son, had lived in Rutherford Co. and had left the following children and heirs surviving him to wit: Levi A. Todd; Malvina [Todd] Jernigan, wife of J. W. Jernigan; Caleb W. Todd, minor; James Henry Todd,

a minor; and Elizabeth Jane [Todd] Brown, wife of George Brown, who had separated but had not divorced. The intestate had died possessed of 381 acres of land granted to him by the State of Tennessee on December 15, 1869, by Grant No. 25536; and a tract containing 94 acres that adjoined the large tract. He also had owned a small tract containing 18 acres that was several miles distant from the remaining land. The complainants petitioned to sell the 18 acre tract and to have commissioners appointed to partition the remaining land into eleven shares with one share going to the children of John Todd (deceased) and another going to the children of Levi Todd (deceased) and the remaining shares to the surviving children.

October 30, 1871, Chancery Court: Robert Carter & wife, Elizabeth [Todd] & others, heirs of William Todd (deceased) vs Newton Todd, James Todd & others, heirs of William Todd (deceased). The following defendants lived in Rutherford Co. to wit: Levi A. Todd; J. [John] W. Jernigan & wife, Malvina [Todd]; Elizabeth Jane [Todd] Brown, wife of George Brown. The following defendants lived outside the state of Tennessee to wit: Newton Todd, James Todd; William Todd; Mary Todd; Jane Todd; Nancy C. Todd; Margaret Todd and George Brown. All had failed to answer the complainant's bill. An exparte hearing had been scheduled. The court had appointed a guardian ad litem for Caleb W. Todd and James Henry Todd, minors.

November 1, 1871, Chancery Court: Commissioners were appointed to survey and set off to each of the heirs their share of tracts of land containing a total of 475 acres.

November 4, 1871, Chancery Court: Commissioners reported the following partitions had been made and assigned as follows: #1, 24 acres to the heirs of John B. Todd to wit: Nancy C. Todd; James Todd, Mary Todd; William Todd and James M. Todd. #2, 25 acres to the heirs of Levi [D.] Todd (deceased) to wit: Mary M. [Todd] Jernigan; L. [Levi] A. Todd, Caleb W. Todd, James H. Todd and Elizabeth Jane Todd. #3, 14 acres and 8 acres of timber land, to Newton Todd. #4, 17 acres and 4 acres of timber land to Jane M. [Todd] Campbell, wife of W. [William] C. Campbell. #5, 15 acres and 2¾ acres of timberland was allotted to Elizabeth [Todd] Carter, wife of Robert Carter. #6, 26 acres including the residence where Walker M. Todd lived and 5 acres of timber land went to Cynthia [Todd] Todd, wife of Pinkney Todd. #7, 25 acres and 4 acres of timber land went to Mary [Todd] Donnell, wife of William S. Donnell. #8, 78 acres and 10 acres of timber land were allotted to William Todd. #9, 43 acres and 6 acres of timber land went to Walker M. Todd. #10, 65 acres went to James Todd. #10, 38 acres went to C. [Caleb] W. Todd. Due to the difference in values of the various shares, the court ordered the various heirs to make payments to the other heirs to make them all equal.

December 6, 1871, Chancery Court: Robert Carter and wife et al vs Newton Todd et al. James Todd, son of the intestate and a resident of Missouri, stated in a deposition that his father had given John B. Todd (deceased), as an advancement, a land warrant for 160 acres worth about \$120. James Todd testified that his brother was supposed to share the land warrant with him but had not. He had sold the land warrant and kept all the proceeds.

March 4, 1872, April 16, 1873, March 27, 1877, September 5, 1879, County Court: J. P. [Pinkney] Todd was appointed guardian for Caleb W. Todd, Elizabeth J. Todd and James Henry Todd, minor children of L. [Levi] D. Todd (deceased) and heirs at law of William Todd Sr. (deceased).

April 1872, Chancery Court: Robert Carter & wife and heirs of William Todd (deceased) vs Newton Todd, James Todd and other heirs of William Todd (deceased). The Clerk & Master auctioned on January 1, 1872, a 26 acre tract of land for \$26.25 an acre.

April 23, 1873, Chancery Court: Robert Carter & wife, Elizabeth [Todd]; Caleb W. Todd; Walker M. Todd; William C. Campbell & wife, Malvina [Todd]; William S. Donnell and wife, Mary [Todd]; William M. Todd, J. P. [Pinkney] Todd & wife Cynthia [Todd] vs Newton Todd; James Todd and William Todd; Mary Todd; Jane Todd; Nancy C. Todd; Margaret Todd; Newton Todd; and ? Todd, child and heir of James R. Todd (deceased) who was a son of William Todd [Sr.] (deceased); Levi A. Todd; J. W. Jernigan and wife, Malinda [Todd]; Elizabeth Jane [Todd] Brown, wife of George Brown; Caleb W. Todd, a minor and James Henry Todd, a minor. William Todd, Mary Todd who had married Christian ? ; Nancy C. Todd who had married ? James; Margaret [?Jane] Todd, who had married David Beaver answered the complaint and denied that William Todd [Sr.] (deceased) in his lifetime advanced his son, John [B.] Todd, a land warrant for 80 acres worth \$60 or a land warrant for 160 acres worth \$120 in 1828/1829.

They also denied that John [B.] Todd had received a mare worth \$60/70 or an advancement of \$200 on October 15, 1831.

April 29, 1873, Chancery Court: Robert Carter & wife & others vs Newton Todd and others. On January 1, 1872, S. T. Cartwright had purchased 18 acres of land from the estate and had given a note for \$198.75 due on January 1, 1873. The note had not been paid and a judgment had been issued for \$202.72 principal and interest.

March 26, 1874, County Court: Robert Carter, surviving administrator of the deceased, made a partial settlement with the court.

June 5, 1874, Chancery Court: Robert Carter & wife & others vs Newton Todd and others, heirs of William Todd (deceased). The Clerk & Master had determined that William Todd [Sr.] (deceased) had made advancements to John B. Todd (deceased), son, in the amount of \$330. The Clerk & Master had been ordered to make an accounting of the estate to determine if there was sufficient personal estate to make the shares of the other distributees equal to the share of John B. Todd (deceased).

October 29, 1874, Chancery Court: Robert Carter & wife & others vs Newton Todd and others, heirs of William Todd (deceased). The administrator had \$3697.17 available for equalization of the share of the distributees. There were 11 heirs and each share was worth \$336.00. Since John B. Todd had received \$330 in advancements the funds were adequate to equalize all the distributees. There was some ongoing litigation regarding some land that could reduce the amount available for distribution. The Clerk & Master had been instructed to report again when the litigation was over.

September 9, 1875, County Court: Robert Carter, executor of the deceased, made an additional settlement of the estate.

April term, 1876, Chancery Court: Robert Carter & wife and heirs at law of William Todd (deceased) vs Newton Todd, James Todd and other heirs of deceased. On January 1, 1872, the Clerk & Master had sold 18 acres of land from the estate of William Todd (deceased) for \$198.75 to S. T. Cartwright. He had paid for the land but had died before a decree of title was issued. The amount of personal estate available for distribution to the 11 heirs was \$3583.53 making each share worth \$325.95. W. [William] C. Campbell and wife, Jane M. [Todd] Campbell, had exchanged their parcel for the parcel set off to Walker M. Todd.

October 26, 1876, Chancery Court: Robert Carter & wife vs Newton Todd & others, heirs of William Todd (deceased). In compliance with a decree, the Clerk & Master had auctioned the interest of John B. Todd in the division of lands of William Todd (deceased). It was sold for \$300 cash money to Mrs. S. E. J. McCrary. Title was divested from the children and heirs of John B. Todd and vested in Mrs. S. E. J. McCrary [Sarah E. Jane Donnell McCrary, wife of James F. McCrary].

February 17, 1880, County Court: Robert Carter, surviving administrator of William Todd (deceased), made an additional settlement with the court. It showed that all the money had been disbursed to heirs since June 1871. The major disbursement had occurred on September 2, 1875.

Rutherford Co., TN Marriage records: Robert Carter married Elizabeth Todd on December 28, 1830. J. W. Jernigan married Mary M. Todd on April 3, 1859. George Brown married Betty Jane Todd on June 10, 1869. Pinkney Todd married Cynthia Todd on October 3, 1835. William S. Donnell married Mary Todd on August 20, 1827. Walker M. Todd married Mary Ann Summers on September 27, 1849. James Todd married Mary Russell on September 7, 1835. Caleb W. Todd married Sarah Harrell on October 24, 1849.

1850 Rutherford Co., TN Census, Yourees Dist.: William Todd, 62 GA; Jane Todd, 55 KY; Alexander Todd, 26.

1860 Rutherford Co., TN Census, Yourees Dist.: William Todd, 75 NC; Jane Todd, 66 KY; Alexander Todd, 40.

1251. Tolbert, Thomas A. Died before November 8, 1876, intestate.

November 8, 1876, County Court: The court noted the death of Thomas A. Tolbert and appointed W. T. Tolbert as administrator of the estate.

June 10, 1880, County Court: An inventory of the estate of Thomas A. Tolbert (deceased) was presented to the court.

1252. Tolliver, Zachariah Died in Wilson County before November 1, 1876, intestate.

November 1, 1876, Chancery Court: William B. Lillard, administrator vs J. [James] A. Summerhill & others. The court noted that Zachariah Tolliver had died and the County Court of Wilson County had appointed John C. Organ as his administrator.

1253. Tompkins, James M. Died June 3, 1870, testate.

Note: From "Obituaries and Death Notices of people born before 1900, Rutherford Co., TN": Biographical Directory of TN General Assembly - James M. Tompkins, died in Rutherford Co., June 3, 1870, born in Fluvanna Co., VA Oct 13, 1807. Married in Orange Co., VA in 1827, Kitty Gaines Rucker, daughter of Robert & Sallie Gaines Rucker. Children: Sarah Margaret Tompkins, Benjamin Coke Tompkins, William Rufus Tompkins, Robert Thrift Tompkins, James Egbert Tompkins, George Thrift Tompkins, Albert Gallatin Tompkins, and 2 infants who died at birth. Came to Rutherford Co. 1831 or 1832, settled near Milton and farmed there until 1835, moved to Murfreesboro to engage in merchandising. Represented Rutherford Co. in General Assembly, 1855-57, American or Know Nothing Party. Sheriff 1848-52; magistrate and county surveyor 6 years, mayor of Murfreesboro 1862. After Civil War was Chancery Court Clerk & Master until his death.

Will dated February 10, 1870. Will probated June 6, 1870. Item 1. The executor was to pay debts and funeral expenses as soon as practicable. Item 2. Testator gave to his son, Robert T. Tompkins, in trust for the support and maintenance of Kitty G. [Rucker] Tompkins, his widow, the house and lot where he lived on the corner of Lebanon and Lytle known as the Brady lot, all household and kitchen furniture and all the cattle the testator owned at his death. The widow was to receive \$5000 if she did not want the house. At her death, the remainder of the money or the house and lot. was to be sold and proceeds distributed as the remainder of the estate. Item 3. The remainder of the estate both real and personal along with what was left at the death of Kitty G. [Rucker] Tompkins was to be divided into seven equal shares to wit: #1, Sarah Margaret [Tompkins] Singleton, daughter, and her heirs. #2, Robert T. Tompkins, son, in trust for the use and support of Benjamin C. Tompkins, son, and his wife and children. At his death, the remainder was to be divided among his children and their heirs. #3, William R. Tompkins, son. #4, Robert T. Tompkins, son. #5, James E. Tompkins, son. #6, George T. Tompkins, son. #7, Albert G. Tompkins, son. Item 4. The testator had given

each heir \$3000 in money or property previously and he considered each to be equal. Item 5. The testator gave his executor full power to sell all real estate and to make deeds as necessary. Item 6. The testator appointed Robert T. Tompkins as executor.

June 6, 1870, County Court: The court noted the death of the testator. His will was proven and recorded.

June 8, 1870, Chancery Court: J. M. Avent of the committee appointed by the court presented the following tribute of respect. James M. Tompkins was born in Fluvanna County, Virginia on October 13, 1807 and had resided in his native state until 1821, when he had removed to Rutherford County, Tennessee, where he had lived until his death on June 3, 1870. He had been elected Justice of the Peace for Rutherford County in 1836 and in 1837 had been chosen County Surveyor. He had filled the office of Sheriff from March 1846 to March 1852, and had been elected a member of the legislature in 1855. In 1864 he had been appointed Clerk and Master of the Chancery Court and had held the office until death terminated his labor among men. This was followed by a tribute in the Chancery Court minutes given by His Honor, J. P. Settle.

July 5, 1870, County Court: The court noted that James M. Tompkins, executor of Wilson L. Watkins (deceased), had died without having fully settled said estate. R. [Robert] T. Tompkins, executor of James M. Tompkins (deceased), was appointed administrator de bonis non cum testamento annex of Wilson L. Watkins (deceased).

October 12, 1870, County Court: Robert T. Tompkins, executor of his father's estate, submitted an inventory of all the money and claims for money on hand at his death, also the real and personal estate or the proceeds from the sale thereof. The value of the estate exceeded \$50,000.

March 14, 1871, Circuit Court: R. [Robert] T. Tompkins, executor of James M. Tompkins (deceased) vs William Burton & J. P. Henderson, partners trading in name and style of Barton & Henderson. The defendants confessed judgment of \$1500 & interest.

March 15, 1871, Circuit Court: R. [Robert] T. Tompkins, executor of James M. Tompkins (deceased) vs R. [Richard] W. Wade. The plaintiff had won a judgment on a note for \$750 that had been due on May 25, 1869 plus interest.

April 29, 1871, Chancery Court: R. [Robert] T. Tompkins, executor of James M. Tompkins (deceased) had paid all the purchase money for a tract of land containing 100 acres more or less that had been purchased by James M. Tompkins in his lifetime. The land had been sold under a previous decree of this court. This is the same land that William Vaughan had derived by descent and partition from his father, Richard Bland Vaughan (deceased). Title had been divested from William Vaughan and had been vested in R. [Robert] T. Tompkins, executor of James M. Tompkins (deceased); Mrs. Kitty G. [Rucker] Tompkins, widow of the deceased; B. C. Tompkins; T. T. Tompkins; S. H. Singleton & wife, Sarah M. [Todd] Singleton, who were heirs at law and devisees of J. M. Tompkins (deceased).

November 3, 1871, Chancery Court: Robert T. Tompkins, executor of the estate of James M. Tompkins (deceased) ex parte. On January 1, 1866, the deceased had sold to Franklin Scruggs (colored) a tract of land for \$700. The defendant had given two notes but he still owed \$637.31. The Clerk & Master was authorized to sell the land to enforce payment of the lien.

November 14, 1871, Circuit Court: R. [Robert] T. Tompkins, executor of James M. Tompkins (deceased) vs D. [David] D. Maney. The defendant had confessed to owing the estate of the deceased the sum of \$1102.20 plus \$122.83 in interest and the court considered that the plaintiff would recover said sum of the defendant.

November 17, 1871, Circuit Court: John E. Dromgoole, administrator of Elizabeth [Akin] Puckett (deceased) vs R. [Robert] T. Tompkins, executor of James M. Tompkins (deceased). A jury had found in favor of the plaintiff in the amount of \$300 for which execution had been levied on the goods, chattels and rights of James M. Tompkins (deceased) in the hands of the executor.

March 13, 1872, July 16, 1872, Circuit Court: R. [Robert] T. Tompkins, executor of James M. Tompkins (deceased) vs Walter Keeble. A jury had found in favor of the plaintiff for \$775.68 in debt plus \$555.64 in interest. The jury had further found that the defendant was entitled to a setoff of \$69.75 reducing the aggregate amount to \$1261.57. The court considered that the plaintiff recover the entire amount plus costs from the defendant.

March 29, 1872, Circuit Court: R. [Robert] T. Tompkins, executor of James M. Tompkins (deceased) vs H. [Henry] B. Barkley and Jackson Todd, partners under name of Barkly and Todd and J. [John] A. Renshaw and W. [Willie] W. Hightower, partners. The defendants had confessed judgment on two notes, one for \$666.66 due on January 1, 1871 and the second for \$666.66 due on January 1, 1872. The aggregate sum of principal and interest was \$1565.99. The court considered that the plaintiff would recover the total amount plus costs from the defendants for which execution had been issued.

March 29, 1872, Circuit Court: R. [Robert] T. Tompkins, executor of James M. Tompkins (deceased) vs William Spence. The defendant had confessed judgment on several notes plus interest totaled \$600.66. The court considered that the plaintiff would recover the total amount plus costs from the defendant

April 23, 1872, Chancery Court: R. T. Tompkins, executor of James M. Tompkins (deceased) vs J. [Joseph] W. Irby, et al. The heirs of Mrs. Josephine [Neal] Irby (deceased) to wit: William J. Irby, Gertrude Irby, R. [Robert] F. Irby, J. Neal Irby and H. B. Irby were commanded to appear at this term of the court. They were all minors and a guardian ad litem was appointed to defend them.

May 25, 1873, June 23, 1875, March 17, 1881, April 8, 1881, County Court: Robert T. Tompkins, executor of his father's estate, made a partial estate settlement.

October 20, 1875, Chancery Court: R. [Robert] T. Tompkins, executor of J. M. Tompkins (deceased) vs Walter Keeble, Edwin A. Keeble et al. Walter Keeble, Edwin A. Keeble and Thomas M. Keeble, H. [Henry] H. Clayton and wife, Hattie [Smith – Keeble] Clayton, and R. [Raiford] C. Blackman had all been subpoenaed and had failed to appear before the court. A decree of pro confesso had been issued and a hearing ex parte had been scheduled.

February 22, 1877, County Court: An additional estate settlement had been presented to the court that showed the following distribution to the heirs: James E. Tompkins, \$1100.84; George T. Tompkins, \$1100.84; A. [Albert] G. Tompkins, \$1100.84; A. [Albert] G. Tompkins as administrator for W. [William] R. Tompkins (deceased), \$1100.84; S. H. Singleton and wife, \$1100.84; and R. [Robert] T. Tompkins as trustee for B. [Benjamin] C. Tompkins, \$1100.84; R. [Robert] T. Tompkins, \$1100.84.

October 15, 1877, April 17, 1878, Chancery Court: Robert T. Tompkins, executor of James M. Tompkins (deceased) and trustee of Benjamin C. Tompkins and wife and children vs B. [Benjamin] C. Tompkins and wife, Louisa [Jones]; Laird Tompkins; Ella Tompkins; George Tompkins; Mollie Tompkins; Robert Tompkins; Albert Tompkins; Elizabeth Tompkins and John Tompkins. All the defendants except B. [Benjamin] C. Tompkins & wife were their minor children. They were without guardian and a guardian ad litem had been appointed.

October 6, 1882, Chancery Court: B. [Benjamin] C. Tompkins, G. [George] J. Tompkins, J. L. [Laird] Tompkins, Luella Tompkins and B. [Bartlett] S. Ring, all of Rutherford Co. vs Mollie Tompkins, Robert Tompkins, Albert Tompkins, Lizzie Tompkins and John Tompkins, minors without regular guardian [children of Benjamin C. Tompkins], and against L. H. Tompkins and Robert G. Tompkins. Complainants, Tompkins, and defendants, Tompkins, along with L. H. Tompkins were the owners under the limitations and restrictions of the will of a tract of land containing about 50 acres. Complainant, B. [Bartlett] S. Ring, had owned a 100 acre tract of land in Cannon Co. The complainants wanted to exchange their tract for the one owned by B. [Bartlett] S. Ring who had agreed to the swap with a couple of stipulations. The defendants in their responses were anxious to move to the larger farm.

Rutherford Co., TN Marriage records: Stephen H. Singleton married Sarah M. Tompkins on December 11, 1856. R. T. Tompkins married Jennie Clark on June 1, 1869. Benjamin C. Tompkins married Louisa H. Jones on November 15, 1855. James E. Tompkins married Viola Bowman on January 30, 1861. A. G. Tompkins married Lizzie January on February 3, 1867.

1850 Rutherford Co., TN Census, Sulphur Springs Dist.: James M. Tompkins, 41 VA; Kitty Tompkins, 40 VA; Sarah M. Tompkins, 20 VA; Robert T. Tompkins, 15; James E. Tompkins, 13; George T. Tompkins, 10; Albert G. Tompkins, 7.

Evergreen Cemetery, Murfreesboro: James M. Tompkins, born in Fluvanna, VA 13 Oct 1807, died in Murfreesboro, TN 3 June 1870; & wife, Kitty G. Tompkins, born in Orange Co., VA 20 Feb 1810, died Murfreesboro, TN 17 Nov 1872.

1254. No entry for this number

1255. Tompkins, Kitty [Rucker] Died November 17, 1872, intestate.

Note: Widow of James M. Tompkins (deceased) – see above.

May 25, 1873, County Court: The death of Kitty Tompkins was noted in a partial estate settlement that R. [Robert] T. Tompkins, executor of James M. Tompkins (deceased), made with the court.

1256. Tompkins, William R[ufus] Died before September 6, 1871, intestate.

Note: Son of James M. & Kitty G. [Rucker] Tompkins - see above.

September 6, 1871, County Court: The court noted the death of W. R. [William Rufus] Tompkins and appointed A. [Albert] G. Tompkins as the administrator of the estate. R. [Robert] T. Tompkins and James E. Tompkins provided the security.

February 17, 1872, County Court: A. G. Tompkins, administrator, submitted an inventory of the estate of the deceased that included the undivided one-seventh interest in the estate of James M. Tompkins (deceased).

July 13, 1875, County Court: R. [Robert] T. Tompkins, agent for A. G. Tompkins, administrator of the estate, made an estate settlement with the court.

June 7, 1877, County Court: A. G. Tompkins, administrator of the estate, made an estate settlement with the court.

U. S. Civil War Soldiers, 1861-1865: W. R. Tompkins, 45th Regiment, Tennessee Infantry.

1257. Towns, Mrs. Mary A. Died March 1850, unknown.

Rutherford Co. TN US Census Mortality Schedules: Mary A. Towns, 27, married, died March 1850 of dropsy.

1258. Trail, David Died July 1849, intestate.

Rutherford Co. TN US Census Mortality Schedules: David Trail, 15, died July 1849 of fever.

1259. Traylor, I[sham] Died May 1860, unknown.

Rutherford Co., TN Marriage records: Isham Traylor married Mary Crosthwait on February 29, 1836.

Rutherford Co. TN US Census Mortality Schedules: I. Traylor, 70, married, born in VA, overseer, died May 1860 of mental derangement.

1850 Rutherford Co., TN Census, Sulphur Springs Dist.: Isham Traylor, 63 VA; Harrison Traylor, 11; Mary Traylor, 8; Vicy Phelps, 35; Cuny Phelps, 12; Lewis Phelps, 11.

Traylor Cemetery, Stewarts Creek Rd.: Isham Traylor, 1787 - 1860.

1260. Traylor, Joel Died June 5, 1859, testate. [Cont'd from Vols. II & III].

June 5, 1874, Chancery Court Enrolled Cases #5, pg. 229: R. [Robert] C. Noland had purchased land from George Batey, executor of the deceased, and had given a note for \$2184.17. He had not paid the note because he claimed that he could not get a good title. Supposedly, George Batey and Hylas F. Traylor, executors of the deceased's estate, had sold the land on October 10, 1859 to John W. Traylor, one of the legatees. The petitioners argued that this sale had been for the benefit of Hylas F. Traylor. John W. Traylor had not paid for the land resulting in litigation between the executors and the securities of John W. Traylor that had been dismissed in April 1871 with a statement that matters in dispute had been settled. The plaintiff had purchased the land on December 9, 1871, and had given the note in question. They argued that John W. Traylor had not been a party to the compromise as he had been long absent. The petitioners prayed for the title to be cleared or sale to be cancelled. In the answer by George Batey, he had confirmed that the land had indeed been sold on October 10, 1859, to John W. Traylor for \$9154.50 and he had given two notes for the purchase money. The executors had given him a bond for title but he had never paid any of the notes. John W. Traylor prior to the war had lived in Mississippi but had kept up a correspondence with relatives in Rutherford Co. until the spring of 1864 when he had written that he was in Georgia as a sutler for the Confederate Army. He was 58 years old and had been unable to perform the duties as a soldier. This was the last that had been heard from him. His relatives and the court were satisfied that he was dead at the time of the sale of land to R. [Robert] C. Noland. John W. Traylor had left neither wife nor children.

March 23, 1875, Circuit Court: George Batey, executor of Joel Traylor (deceased) vs R. [Robert] C. Noland, Leonard Davis and A. Davis. On November 24, 1874 the executor had obtained a judgment of \$2308.92 against the defendants. None of them had any personal property so a tract of land belonging to R. C. Noland had been condemned and put up for sale to satisfy the judgment but no bids had been offered for the land.

April 10, 1879, County Court: Byars Windrow, trustee for Jane [Traylor] Windrow, his own wife; Malissa Averett, formerly Malissa Windrow; Matilda A. Watson, formerly Matilda A. Windrow; Frances V. Rowland, formerly Frances V. Windrow; J. W. Windrow; L. [Louisa] E. Watson, formerly L. [Louisa] E. Windrow; I. [Isaac] N. Windrow; M. L. [Luther] Windrow, his own children and heirs at law of Joel Traylor (deceased), made a settlement with the court. Jane [Traylor] Windrow, I. [Isaac] N. Windrow, John Windrow, M. L. [Luther] Windrow, Malissa [Windrow] Averett, Matilda [Windrow] Watson, Fanny [Windrow] Rowland and Louisa [Windrow] Watson had each received \$302.91.

Rutherford Co., TN Marriage records: Byars Windrow married Jane W. Traylor on January 8, 1836. William R. Averett married M. F. Windrow on June 20, 1860. J. M. Watson married Matilda Windrow on July 17, 1864. Granville M. Rowland married Fannie V. Windrow on September 13, 1875.

1 November 1850 Rutherford Co., TN Census, Murphy Dist.: Byars Windrow, 43; Jane W. Windrow, 35 VA; Isaac N. Windrow, 11; Sarah C. Windrow, 9; Milissa F. Windrow, 8; Matilda A. Windrow, 5; John W. Windrow, 3; Joseph T. Windrow, 1; Frances V. Windrow, 8 months.

1261. Traylor, Van Buren Died September 1849, intestate.

Rutherford Co. TN US Census Mortality Schedules: Van Buren Traylor, 15, died September 1849 of consumption.

1262. Tribble, D. [Doctor] F. vs Ann [Young] Tribble – Divorce

November 15, 1873, Circuit Court: The petitioner alleged that they had been married on February 1, 1870 in Wilson County. In September 1870, defendant had deserted him and had gone to Texas with her parents. A divorce decree was issued.

Tennessee State Marriages 1780-2002: Doctor F. Tribble married Ann Eliza Young on February 1, 1870 in Wilson Co.

Rutherford Co., TN Marriage records: D. F. Tribble married Susan McKee on November 20, 1873.

1263. Trigg, Lucy Ann [Walden] Died March 18, 1873, intestate.

Note: She was the daughter of John and Lucy J. [Etter] Walden, and the wife of John S. Trigg.

April 1, 1874, Chancery Court: R. H. Dudley, Davidson Co. & J. W. Ross, Rutherford Co. vs John S. Trigg, guardian of the minors, Lucy E. Trigg, Kate W. Trigg, John W. Trigg and Lizzie B. Trigg. John S. Trigg had been appointed guardian of the children in 1872. He had received on June 17, 1872, \$1500, as property of his wards. On March 19, 1873, he had received 100 acres of land and three mules as the property of his wards. The petitioners stated they had all the money belonging to the children and were unwilling to pay it over to the guardian until they had been discharged from all liability as security on his guardian bond. The petitioners had been loaned the money by the children's guardian. The guardian agreed to their request.

October 29, 1874, Chancery Court: R. H. Dudley & J. W. Ross vs John S. Trigg, guardian. An accounting of the funds in the guardian's hands had shown a sum of \$1271.12 after all expenses had been paid. R. H. Dudley had been ordered to pay the Clerk & Master the sum of \$1500 with interest from June 1, 1874. This would have discharged their liability on the bond of John S. Trigg as guardian of the minor heirs of Ann Trigg.

April 7, 1876, Chancery Court: John S. Trigg vs Lucy E. Trigg, Kate W. Trigg, J. [John] W. Trigg and Lizzie B. Trigg. James S. Trigg and Lucy Ann Walden had been married January 17, 1856 and the defendants were children of that marriage, the first two being over the age of fourteen. Lucy Ann [Walden] Trigg had died on March 18, 1873. The complainant and defendants were heirs at law. The intestate had inherited from her mother many years previous 140 acres of land. The complainant claimed a tenant in courtesy in this tract of land. About five years previous, John Walden, the intestate's father had willed Lucy Ann [Walden] Trigg 100 acres of land for life and then to her children upon her death. This land immediately adjoined the other tract. The complainant had in his hands about \$2300 that belonged to his wards. The two above described tracts had been used together for several years, the dwelling house was on one tract and all the outbuildings except one were on the other tract. There was virtually no timber on the 100 acre tract while the other tract had 30 to 40 acres of woodland and the balance was tillable. The complainant was concerned that if the larger tract passed into the hands of other parties, it could be ruined before his life estate was determined. He had petitioned to have the children's property included in his life estate. John S. Trigg in a deposition relating to this petition had stated he would sell his interest in the 140 acre tract for \$1000, considerably less than it was worth. The court concurred that it would be to the advantage of the children to use \$1000 of their money to purchase the life estate of their father.

October term, 1876, Chancery Court: John S. Trigg, guardian vs Lucy E. Trigg, Katie W. Trigg, John W. Trigg, Lizzie B. Trigg, minor heirs of Ann Trigg (deceased). The petition of John S. Trigg to resign as guardian had been approved. The Public Guardian had been appointed as guardian of the children after giving bond for \$4000.

Rutherford Co., TN Marriage records: John S. Trigg married Lucy A. T. Walden on January 17, 1856.

1850 Rutherford Co., TN Census, Jefferson Dist.: John Walden, 61 VA; Lucy J. Walden, 49; Samuel W. Walden, 20; L. A. T. Walden (f), 10.

1870 Rutherford Co., TN Census, Dist. 6 (Jefferson): John Trigg, 35; Louci Trigg, 30; Luci E. Trigg; Kate W. Trigg, 11; John W. Trigg, 8.

1264. Trimble, Joseph Died in 1857, testate. [Cont'd from Vols. II & III].

Note: Widow, Nancy [McLin] Trimble, died May 17, 1863 (see Vol. III & below)

April 19, 1873, Chancery Court Enrolled Cases #1, pg. 397: William Hunt, administrator de bonis non of the will of Joseph Trimble (deceased) vs Don Barker. The testator had left all his personal and real estate to his widow, Nancy [McLin] Trimble, during her natural life and after her death, he had directed that the administrator sell his real and personal estate at public auction. At the auction, Joseph T. Davis had purchased 416 acres for \$4584.12. He had transferred his bid to D. [Don] Barker who had made payments totaling \$3779.74 leaving a balance of \$804.38 plus interest. The plaintiff had held two notes each for \$344 to the Lacitor brothers for land purchased. D. [Don] Barker had taken them to collect and had never returned the notes or the money. D. Barker had claimed to have purchased the land from the Lacitor [?Lassiter] brothers. The petitioners prayed for the court to require D. Barker to return the notes or pay the full amount owed by the Lacitor brothers.

April 19, 1877, Chancery Court: Nancy Emeline [Lansden] Ashmore [**Note:** The will states: "Nancy Emaline Ashmore, daughter of wife's sister"] vs William Hunt et als. The complainant had petitioned for her share of the deceased's estate. After an accounting of the estate, the court determined that the administrator had received \$11,132.86 of which \$7500 was to be paid out in special legacies under terms of the deceased's will. There had been a dispute as to whether the Nancy Emeline [Lansden] Ashmore was actually who she said she was but the court ruled in her favor. She was entitled to a special legacy of \$300 and \$115.50 as her portion of the surplus.

October 10, 1877, April term, 1878, Chancery Court: Martha [McLin] Ward of Mississippi [**Note:** The will states: "sister-in-law"] vs William Hunt, administrator de bonis non with the will annexed of Joseph Trimble (deceased), D. Barker and John Davis. The plaintiff had asserted that she was a legatee of the testator and had been devised \$300 under terms of the will and she was to share in any surplus after legacies had been paid. She had claimed the executor had never paid her. She claimed \$300 plus interest from February 8, 1868, for a total of \$474. The court agreed with her adding that she was entitled to \$115.50 plus interest for a total of \$182 from the surplus.

October 15, 1877, Chancery Court: Isaac Trimble [**Note:** The will states: "son of brother, James Trimble"] vs William Hunt, administrator de bonis non with the will annexed of Joseph Trimble (deceased) & D. Barker & Joseph Trimble. According to the will, any surplus after the payment of special legacies was to be divided among the devisees except Andrew Woolsey who had received a horse and \$500 and was to receive no more from the estate. Isaac Trimble was to receive a special legacy of \$500 plus interest at six percent from February 7, 1868, to October 10, 1870, when the legacy was paid. The court had calculated how the surplus was to be distributed.

1265. Trimble, Nancy [McLin] Died May 17, 1863, intestate. [Cont'd from Vol. III]

Note: Widow of Joseph Trimble (died 1857 - see Vols. II & III and above)

October 14, 1867, Circuit Court Enrolling Docket #4, pg. 72: William Hunt, administrator of Nancy [McLin] Trimble (deceased) sued Wesley M. Sellers for non-payment of a note for \$750 given by the defendant on July 19, 1861. A jury had found for the defendant.

1266. Tucker, Azariah K. Died before October 6, 1873, intestate.

Note: He was son of Kinchen, Sr. & Ann [Harris] Tucker. In the Estate settlement of Charles Pope (died 1860 - see Vol. III), in September 1865, Azariah K. Tucker was appointed guardian for Robert C. Tucker and Mary E. Tucker, minor heirs of Charles Pope (deceased). Apparently, his first wife, Tabitha [Pope] Tucker may died sometime prior to the 1860 census and he married a second time to Martha/Margaret. A search of the records does not find this marriage.

October 6, 1873, County Court: The court noted that A. [Azariah] K. Tucker had died and had appointed Brittain Spence as administrator of the estate. Commissioners were to set apart to Mrs. Margaret Tucker, widow, support sufficient for one year.

November 3, 1873, Chancery Court: Kinchen Tucker et al vs Robert C. Tucker et al. The intestate had died in 1873 leaving his widow, Margret Tucker who had not had her dower assigned. The intestate also had left children to wit: Robert C. Tucker, Amanda Jane Tucker, Mary E. [Tucker] Davis, A. K. [Kinchen] Tucker, Rebecca F. Tucker and James Tucker. Mary E. [Tucker] Davis was wife of Baldy Davis who was of age. On January 4, 1873, Kinchen Tucker [Sr.] had sold a tract of land to the intestate that was never acknowledged by the complainant or registered but had been delivered to the intestate. The tract had contained 80 acres and the purchase price had been \$1600. The intestate had given Kinchen Tucker [Sr.] (deceased), his father, a note for \$900 and the remaining \$600 was to be accounted for at his father's death from his distributive share. The court ruled that the complainant had a lien on the land for \$900 plus interest from the date of maturity and he had the right to ask for sale of the land to pay the

note. The intestate's administrator had joined in requesting the sale of the land as had Margaret Tucker, widow of the intestate who had not had her dower assigned. Due to the lien on the land, a dower in kind could not be assigned, so she had requested money in lieu of her dower. The court declared that the value of the land from which Margaret Tucker would have received as dower was \$700. The Clerk & Master had been appointed to sell the land.

November 4, 1873, Chancery Court: Kinchen Tucker & Margaret Tucker vs R. [Robert] C. Tucker et al. Robert C. Tucker, Amanda Jane Tucker, A. K. [Kinchen] Tucker, Rebecca F. Tucker and James Tucker were minors and a guardian ad litem had been appointed to defend them. Baldy Davis, a defendant in this case, had not appeared in court and a decree of confessed had been issued for him.

March 4, 1874, County Court: An inventory of the estate of A. [Azariah] K. Tucker (deceased) was presented in court and was accepted and recorded.

April 28, 1874, Chancery Court: Two tracts of land, one containing 80 acres and the second, 3 acres of cedar land had been presented at auction on December 22, 1873. The Clerk & Master had first tried to sell them individually with no success, then he had put them together and they had sold for \$1200. The court had divested title from Margaret Tucker, widow, children and heirs at law, Brittain Spence, administrator of the deceased, Kinchen Tucker and T. F. Maddox and had vested it in the purchaser.

April 6, 1875, County Court: The administrator of the estate presented to the court a listing of the items sold at auction.

June 1, 1875, Chancery Court: Kinchen Tucker, Margaret Tucker & others vs Robert C. Tucker and Amanda J. Tucker. The court had allowed Margaret Tucker, age thirty-nine, \$50 in lieu of her dower..

March 9, 1876, County Court: Brittain Spence, administrator of the estate, made a settlement and a pro rata distribution that had been approved by the court.

Rutherford Co., TN Marriage records: A. K. Tucker married Tabitha Pope on August 11, 1850. A. B. Davis married Miss Mary E. Tucker on September 30, 1873.

1860 Bedford Co., TN Census, Dist. 9: Azariah Tucker, 30; Martha Tucker, 24; R. C. Tucker (m), 6; M. E. Tucker (f), 5; Normandy Tucker (f), 2

1870 U. S. Census, Bedford Co., TN Dist. 9: Azariah Tucker, 40; Margaret Tucker, 34; Robert Tucker, 16; Mary Tucker, 14; Amanda Tucker, 12; John Tucker, 9; Kinchen Tucker, 4; Rebecca Tucker, 1.

1880 Rutherford Co., TN Census, Dist. 8 (Murphy): Stephen J. Manire, 56; Margaret J. Manire, 44 wife; Amanda F. Tucker, 21 step-daughter; John Bell Tucker, 19 step-son; Kincheon Tucker, 14 step-son; Rebecca F. Tucker, 11 step-daughter; James F. Tucker, 8 step-son; Willis W. Tucker, 6 step-son.

1267. Tucker, Harriett (colored) vs Thadeus Tucker (colored) & Anderson Tucker (colored) - Divorce.

August 1, 1872, Circuit Court Enrolling Docket #6, pg 33: Both the plaintiff and the defendant had been slaves on the plantation of Maj. Lewis Tucker. The plaintiff claimed they had been married in 1855 and had remained together until 1872. The defendant claimed that they had never been officially married but had a short ceremony before a slave preacher and had cohabited together until 1862 producing two living children. The plaintiff claimed that the defendant had been living with a woman named Lucinda Spence (colored). The defendant claimed that he had abandoned Harriett about 1862 and had married Lucinda Spence. He further claimed that Harriett had been cohabiting with Winston Lynch (colored) and they had been acting as a married couple. He did acknowledge that in 1866, Harriet and the children had worked on his farm as laborers but denied cohabiting with her at that time. He also stated that he and Anderson Tucker jointly owned 100 acres of land. He denied the plaintiff's right to a divorce or custody of the children. A decree of divorce was issued. She received custody of the children, William Tucker and Sarah Jane Tucker, and received alimony of \$75 plus title to 15 acres of land.

Rutherford Co., TN Marriage records: Thadeus Tucker married Lucinda Spence on January 25, 1872.

1870 Rutherford Co., TN Census, Dist. 14: [all Black] Thadius Tucker, 39; Harriett Tucker, 35; Sarah Tucker, 12; Bill Tucker, 14.

1268. Tucker, James Died July 1859, unknown.

Rutherford Co. TN US Census Mortality Schedules: James Tucker, 28, single, died July 1859 of congestive chill.

1850 Rutherford Co., TN Census, Jefferson Dist: Phebe Tucker, 55; Isaac C. Tucker, 35; Nathaniel B. Tucker, 26; James Tucker, 20; William R. Tucker, 15.

1269. Tucker, Lewis Died before June 6, 1864, intestate. [Cont'd from Vol. III].

Note: Widow, Mary Jane [Winston] Tucker. After the death of Lewis Tucker, she married A. M. McElroy on December 19, 1865.

February 3, 1874, County Court: A. M. McElroy and wife, Mary J. [Winston - Tucker] vs Finis E. Tucker. Commissioners reported they had set apart 41 acres for Finis E. Tucker, one-fourth in value of the real estate of the intestate.

June 9, 1875, July 2, 1877, June 4, 1879, County Court: A. M. McElroy, guardian for Finis E. Tucker, a minor child of Lewis Tucker (deceased), made a settlement with the court.

1270. Tucker, Samuel P. Died June 13, 1870, intestate.

Note: Son of Claiborne L. (died ca 1849 - see Vol. I & II) & Ann E. Tucker.

July 3, 1871, County Court: The court noted the death of S. P. Tucker and appointed W. [William] E. Jones as administrator.

August 13, 1871, County Court: William Jones, administrator, submitted an inventory of notes and accounts belonging to the deceased's estate.

March 4, 1874, County Court: W. [William] E. Jones, administrator, made a settlement with the court.

1850 Rutherford Co., TN Census, Fall Creek Dist.: Ann E. Tucker, 29 VA; Martha J. Tucker, 12; Ann E. Tucker, 9; Julia F. Tucker, 6; Samuel P. Tucker, 4; Avina C. Tucker, 1.

1870 Rutherford Co., TN Census: Priscilla Atkerson, 75 VA; N. E. Tucker (f), 47 VA; Julia Tucker, 25; Malinda Tucker 21, S. P. Tucker (m), 22.

Adkerson Cemetery, Harbor Drive, Smyrna: Samuel P. Tucker, 12 Nov 1846 - 13 June 1870.

1271. Tucker, Silas Died June 1863, testate. [Cont'd from Vol. III].

December 18, 1873, County Court: C. [Charles] T. Love of Gibson County vs Caroline [Tucker] Bracken, L. S. [Silas Leonidas]Tucker, John F. Tucker, a minor under guardianship of D. M. Nelson. The plaintiff claimed that he along with the defendants were tenants in common of a tract of land containing 249 acres. He claimed that he owned one-half of the tract and the defendants the other one-half. He asked that one-half of the tract be set aside in severalty for him.

February term, 1874, County Court: Charles T. Love vs Caroline [Tucker] Bracken et al. The court had appointed commissioners to make the partition. Charles T. Love had received 143 acres and Caroline [Tucker] Bracken, L. S. [Silas Leonidas]Tucker and John F. Tucker, heirs at law of Silas Tucker (deceased), had received 95 acres. A decree of title was issued for each tract.

July 7, 1875, February 4, 1878, September 5, 1879, County Court: D. M. Nelson, guardian for John F Tucker, a minor heir of Silas Tucker (deceased), made a settlement with the court. On the later date, the guardian owed his ward \$10,915.19.

Rutherford County Marriage records: Richard H. Bracken married Caroline A. Tucker on December 15, 1852.

1272. Tucker, William B. vs Martha [Hibbs] Tucker – Divorce

November 29, 1870, Circuit Court: The defendant had failed to appear in court to answer complainant and a decree of pro confesso was issued and an ex parte hearing had been scheduled.

December 1, 1870, Circuit Court: The defendant had abandoned the complainant for over two years. A decree of divorce was issued.

Rutherford Co., TN Marriage records: William B. Tucker married Mattie J. Hibbs on November 1, 1865.

1273. Turner, Ephraim B. Died between April 7-18, 1856, testate. [Cont'd from Vols. II & III].

Note: Martha E. Turner was the daughter of Ephraim B. & Louisa [Hall] Turner. Martin C. Turner married Elizabeth A. Hall. Both Louisa and Elizabeth were daughters of Andrew (died 1854 - see Vol. II) & Elizabeth [Countryman] (died 1855 - see Vol. II) Hall.

July term, 1868, Circuit Court Enrolling Docket #4, pg 362: State of Tennessee for the use of Arthur P. Puckett and wife, Martha E. [Turner] Puckett vs Martin C. Turner, Thomas M. Hill and James A. Campbell. Martin C. Turner had been guardian of the

estate of Martha E. Turner. She had married and her husband was of age and she wanted her share of the estate paid but M. C. Turner had refused to pay. The court awarded her \$115.99 plus \$13.06 in interest.

Rutherford Co., TN Marriage records: A. P. Puckett married M. E. Turner on December 31, 1867.

1274. Turner, John (colored) Died before July 3, 1876, intestate.

July 3, 1876, County Court: H. H. [Henry "Harry" Harrison] Kerr had been allowed \$2 for a shroud for Jo. [John] Turner (colored), a pauper.

1275. Underwood, Frances Died December 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: Frances Underwood, 22, died December 1849 of congestion of the brain..

1276. Underwood, George Died before October 5, 1874, intestate.

October 5, 1874, County Court: H. C. Naylor and Bro. had been allowed \$2 for a shroud for George Underwood (deceased).

1277. Vardel, John Died May 13, 1873, intestate.

July 7, 1873, County Court: The commissioners of the Poor House reported that John Vardel had died on May 13, 1873,

1278. Vaughan, Ambrose Walker Died September 7, 1860, testate. [Cont'd from Vols. II & III].

Note: G. C. Haynes married S. R. W. Vaughan on September 21, 1870.

December 1, 1873, County Court: G. C. Haynes was appointed guardian for S. [Sarah] R. W. [Vaughan] Haynes, his wife, formerly S. R. W. Vaughan, as minor heir of Walker Vaughan (deceased) and heir at law of John Landrum (deceased).

March 7, 1877, County Court: G. C. Haynes, guardian for S. [Sarah] R. W. [Vaughan] Haynes, a minor heir of A. W. Vaughan, made a final settlement with the court.

1279. Vaughan, Elizabeth Died before August 3, 1874, intestate.

August 3, 1874, County Court: The court noted that Elizabeth Vaughan had died and appointed Joseph F. Grant as administrator of her estate. He gave bond for \$2500.

December 8, 1874, County Court: An inventory and sale list of the property of Elizabeth Vaughan (deceased) was presented to the court. Mrs. Mary Vaughan and Frank Vaughan had purchased items at the sale.

February 8, 1877, County Court: J. [Joseph] F. Grant, administrator of Elizabeth Vaughan, made an estate settlement with the court. There was a balance of \$1037.70 due the estate.

1280. Vaughan, M. A. Died before April 7, 1875, testate.

Will dated October 20, 1874. Will was probated on April 7, 1875. The testator left all his property after his debts had been paid to his wife, Martha E. Vaughan, during her life time. At her death, the property was to be divided among his children after advancements had been made equal. M. ?. Mason, daughter, had received \$150 and the other children to wit: M. J. G. Vaughan; M. J. Vaughan; E. T. Vaughan; E. J. Vaughan; J. A. Vaughan; J. [James] M. Vaughan; Joe H. Vaughan; B. [Benjamin] F. Vaughan, W. [William] W. Vaughan and S. [Samuel] R. Vaughan, were to each receive \$150 before any additional distribution was made. G. [Garner] M. Jordan was nominated as executor.

1281. Vaughan, M. P. Died before April 1876, intestate.

October 6, 1876, County Court: The court noted that M. P. Vaughan had been dead for more than six months and no one had applied to be her administrator. The court appointed the Public Administrator to manage the estate.

1282. Vaughan, Martha A. E. [Elliott] Died January 27, 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: Martha A. E. Vaughan, 27, married, died January [?1850] in Child Bed. Her daughter, Martha A. E. Vaughan, 1 month, died February [?1850] lived 28 days.

Rutherford Co., TN Marriage records: James Vaughan married Mary A. E. Elliott on October 18, 1840. James Vaughan married Mary L. Elliott on January 3, 1850. **[Note:** Both wives were daughters of Barnett & Rebecca [Freeman] Elliott].

Vaughan Cemetery, Almadale Rd.: James Vaughan, 14 Oct 1818 - 12 Aug 1889, & wife, Martha A. E. Vaughan, 27 July 1822 - 37 Jan 1849. Martha E. Vaughan, daughter of Jas. & M. A. E. Vaughan, Jan 15 - Mar 12, 1849.

1283. Vaughan, Martha E. [Posey] Died August 6, 1858, intestate. [Cont'd from Vol. III].

October 11, 1875, Chancery Court Enrolled Cases #6, pg. 450: James R. Newsom and wife, Mary A. [Vaughan] Newsom; Meredith P. Vaughan; Nicy J. Vaughan; and Edna T. Vaughan vs Martha C. Vaughan, widow of Richard M. Vaughan; Eliza Vaughan; John Vaughan; James Vaughan; Joseph Vaughan; Benjamin F. Vaughan; William Vaughan and Samuel Vaughan. Complainants and defendants except James R. Newsom were the children and heirs at law of Martha [Posey] Vaughan who had died in 1858. J. [James] R. Newsom had married Mary A. [Vaughan] before the death of her father. There were three other children, William Vaughan, Thomas A. Vaughan and Martha Vaughan, each of whom had died intestate without ever being married. These were children of the intestate. The intestate had left a husband, Richard M. Vaughan who had died on or about January 10, 1875, testate. Richard M. Vaughan had married Martha E. Posey who became the mother of the remaining children. Martha E. [Posey] Vaughan (deceased) was the daughter of W. [William] S. Posey (deceased) and she had inherited one share of his estate that had been divided about 1855. She had gone to court to have her share settled upon her for her sole and separate use and to have a trustee appointed to manage it because her husband was embarrassed, improvident and was inefficient in the management of money. The trustee had left the state after purchasing a Negro for her with \$806 of her money. **[Note:** See Richard M. Vaughan, below, for additional details.]

October 19, 1877, Chancery Court: Meredith P. Vaughan et al vs Martha C. Vaughan et al. Title to the land in controversy had been vested in Martha E. [Posey] Vaughan (deceased), first wife of R. [Richard] M. Vaughan (deceased), sometime in 1855 or 1856 for and during her natural life and then to her children. After Martha E. [Posey] Vaughan had died in August 1858, her husband had claimed and held the land adversely up until he had died in June 1875. Mary A. Vaughan had married J. [James] R. Newsom before the death of the intestrix. W. [William] R. Vaughan (deceased) had become of age on May 2, 1864; Meredith P. Vaughan (deceased) had become of age on November 24, 1865; Thomas A. Vaughan had become of age on January 17, 1868; and Nicy J. Vaughan (deceased) had become of age on July 17, 1873; all were children of R. [Richard] M. Vaughan (deceased) and Martha E. [Posey] Vaughan (deceased), his first wife. R. [Richard] M. Vaughan (deceased) had bequeathed the land in controversy by his last will to his last wife, Martha Vaughan, [? mother of co-defendants]. The court ruled that W. [William] R. Vaughan (deceased), Meredith P. Vaughan (deceased), Thomas A. Vaughan (deceased), and Nicy J. Vaughan (deceased) and their heirs were forever barred from taking any interest in the land. J. [James] R. Newsom and his wife were barred during the coveture. Edna T. Vaughan was to receive one-seventh of the whole tract and in addition one-sixth of the share of Martha E. [Posey] Vaughan (deceased) who had died October 6, 1858. The case had been referred to the Clerk & Master for further information about heirs and the susceptibility of the tract to partition.

Rutherford Co., TN Marriage records: R. M. Vaughan married Martha Posey on August 6, 1840. J. R. Newsom married Mary A. Vaughan on March 10, 1858.

Tennessee State Marriages, 1780-2002: R. M. Vaughan married Martha J. Mitchell on April 29, 1874 in Williamson Co.

1850 Rutherford Co., TN Census, Wilkinsons Crossroads Dist.: R. M. Vaughan (m), 28; Martha Vaughan, 30; Mary A. Vaughan, 9; William Vaughan, 8; Meredith G. Vaughan, 6; Thomas A. Vaughan, 3; Nicy J. Vaughan, 1.

1860 Rutherford Co., TN Census, Dist. 4 (Mechanicsville): M. Vaughn (m), 40; M. Vaughn (f), 35; W. Vaughn (m), 16; M. G. Vaughn (m), 15; Thos. Vaughn, 12; N. Vaughn (f), 10; P. Smiddy (f), 71 VA; M. Smiddy (f) 40 VA; J. Smiddy (f), 35.

[Note: Not found on the 1870 census.

1284. Vaughan, Narcissa N. [Johnson] Died before June 2, 1873, testate.

Note: Widow of Richard Vaughan, who died intestate in April 1850 - see Vol. II and U. S. Federal Mortality Schedules, Rutherford Co.: Richard Vaughan, 72, born in VA, married, died April 1850 of rheumatism. At his death, Narcissa was appointed guardian for Jonathan B. Vaughan, a minor heir. Henry A. Vaughan was administrator. **Also, Note:** Richard H. Vaughan (born ca 1842) was the son of Henry Anderson Vaughan, who died between 1850-1853 - see Vol. II & III.

Will dated July 15, 1869. Will probated June 2, 1873. Item 1st: The testatrix willed that after all of her debts had been paid and her body decently buried, the remainder of her estate was to be equally divided between Charles E. Sneed and his wife, Ann B. [Haynes] Sneed, and Richard H. Vaughan and his wife, Tennessee Vaughan. Item 2nd: The testatrix appointed Charles E. Sneed and Richard H. Vaughan as executors.

June 2, 1873, County Court: The will of Narcissa [Johnson] Vaughan (deceased) was proven and recorded.

July 8, 1873, County Court: An inventory of the estate of Narcissa [Johnson] Vaughan (deceased) had been presented in court and had been ordered to be recorded.

February 4, 1874, County Court: A sale list of the estate of Narcissa [Johnson] Vaughan (deceased) was presented in court and had been accepted for recording. Richard Vaughan had purchased a number of items at the sale.

January 10, 1877, County Court: R. H. Vaughan, executor of the estate, made an estate settlement with the court.

Rutherford Co., TN Marriage records: Richard Vaughan married Narcissa Johnson on November 5, 1840. Charles E. Sneed married Ann B. Haines on April 5, 1852.

1850 Rutherford Co., TN Census, Wilkinsons Crossroads Dist.: Narcissa Vaughan, 52 VA; Jonathan Vaughan, 7.

Note: R. [Richard] M. Vaughan, 28, Ambrose W. Vaughan, 23, and Thomas G. Vaughan, 25, were living in the immediate vicinity with their families.

1860 Rutherford Co., TN Census, Dist. 7 (Wilkinsons Crossroads): N. Vaughan (f), 61 VA.

U. S. Civil War Soldiers, 1861-1865: Richard H. Vaughan 23rd Regiment, Tennessee Infantry (Martin's) Confederate.

1285. Vaughan, Nicy J. Died before April, 1876, intestate.

Note: Daughter of R. [Richard] M. and Martha E. [Posey] Vaughan – see above and below.

October 6, 1876, County Court: The court noted that Nicy J. Vaughan had been dead for more than six months and no one had applied to be her administrator. The court appointed the Public Administrator to manage the estate.

1286. Vaughan, Richard M. [Merrida] Died on or about January 10, 1875, testate.

Will dated October 20, 1874. Will filed for probate on April 5, 1875. The testator willed that G. [Garner] M. Jordan pay his just debts out of money left in his hands. The testator willed that his wife, Martha C. Vaughan, was to have all the property remaining after his debts were paid. She was to hold it and use it during her natural life. At her death the estate was to be divided equally among his children living [at the date of the will] to wit: M. [Mary] A. [Vaughan] Newsom and her bodily heirs; M. [Meridith] P. G. Vaughan; N. [Nacey] J. Vaughan; E. [Edna] T. Vaughan; E. [Eliza] J. Vaughan; J. [John] A. Vaughan; J. [James] M. Vaughan; Jo. [Joseph] H. Vaughan; B. [Benjamin] F. Vaughan; W. [William] W. Vaughan; and S. [Samuel] R. Vaughan. The testator's daughter, M. [Mary] A. [Vaughan] Newsom had already received \$150 and the testator willed that she pay that amount to the other heirs during the final division. The testator appointed G. [Garner] M. Jordan as his executor.

April 5, 1875, County Court: The will of R. M. Vaughan (deceased) was proven and recorded.

October 11, 1875, Chancery Court Enrolled Cases #6, pg. 450: Richard M. Vaughan had died on or about January 10, 1875, testate. After the death of his first wife, Richard M. Vaughan had married Martha C. Vaughan who became the mother of the remaining children and survived him as his widow. His first wife, Martha E. [Posey] Vaughan (deceased), was the daughter of W. [William] S. Posey (deceased ca 1854 - see Vol II & III) and she had inherited one share of his estate that had been divided about 1855. She had gone to court to have her share settled upon her for her sole and separate use and to have a trustee appointed to manage it because her husband was embarrassed, improvident and was inefficient in the management of money. The trustee had left the state after purchasing a Negro for her with \$806 of her money. No other trustee had been appointed. R. [Richard] M.

Vaughan had in February 1851 purchased two tracts of land totaling 125 acres for \$1250. To raise the money to complete payment, R. [Richard] M. Vaughan had borrowed \$840 from R. [Raiford] C. Blackman on March 28, 1853, and to secure the loan, Mr. Vaughan had given R. [Raiford] C. Blackman a mortgage on the 125 acres. The loan had gone unpaid for several years and Mr. Blackman was anxious to collect the debt and was willing to purchase the Negro that had been purchased for her from her father's estate in exchange for the debt. The court authorized the exchange. The complainants had been unable to find records that stated that the money and land had been settled on their mother for her sole and separate use and prayed the court to produce the records as since their mother's death the 125 acres should have descended to them subject to the courtesy or life estate of their father. There were several questions to be answered since the three children of R. [Richard] M. Vaughan's first wife had died after her death.

November 4, 1878, County Court: The court noted that no one had ever been appointed as administrator of the estate so the court appointed the Public Administrator to manage the estate.

Rutherford Co., TN Marriage records: R. M. Vaughan married Martha Posey on August 6, 1840.

1850 Rutherford Co., TN Census, Wilkinsons Crossroads Dist.: R. M. Vaughan (m), 28; Martha Vaughan, 30; Mary A. Vaughan, 9; William Vaughan, 8; Meredith G. Vaughan, 6; Thomas A. Vaughan, 3; Nicy J. Vaughan, 1.

1860 Rutherford Co., TN Census, Dist. 4 (Mechanicsville): M. Vaughn (m), 40; M. Vaughn (f), 35; W. Vaughn (m), 16; M. G. Vaughn (m), 15; Thos. Vaughn, 12; N. Vaughn (f), 10; P. Smiddy (f), 71 VA; M. Smiddy (f) 40 VA; J. Smiddy (f), 35.

Note: Not found on the 1870 census.

1287. Vaughan, T. [Thomas] A. Died before February 1, 1875, intestate.

Note: Son of Richard M. [Merrida] Vaughan, died January 1875 - see above.

February 1, 1875, County Court: The court noted that T. [Thomas] A. Vaughan had died and appointed J. [James] R. Newsom as administrator of the estate.

March 3, 1875, County Court: The administrator presented to the court a sale list of the personal property of the estate of T. A. Vaughan (deceased).

October 20, 1875, Chancery Court: Meredith P. Vaughan & J. [James] R. Newsom & wife [Mary Ann Vaughan] and others *vs* Martha C. Vaughan et al. Defendants Eliza Vaughan, John Vaughan, James Vaughan, Joseph Vaughan, Benjamin F. Vaughan, William Vaughan and Samuel Vaughan were all minors without guardian. A guardian ad litem had been appointed..

U. S. Civil War Soldiers, 1861-1865: T. A. Vaughan 45th Regiment, Tennessee Infantry Confederate.

1288. Vaughan, William B. Died before August 4, 1845, intestate. [Cont'd from Vols. I and II.]

Note: Nancy B. Vaughan, heir of William B. Vaughan, married James Norvell on February 6, 1840. Nancy died in 1850 - see Vol. II.

August 7, 1876, County Court: Peter T. Vaughan, guardian for Joseph S. Norvel, an heir at law of William B. Vaughan (deceased), made a final settlement with the court.

1289. Vaught, Virginia Frances [McKnight] Died July 13, 1875, intestate.

Note: Virginia was the daughter of Albert M. (died 1861 - see Vol. II & III) and Eliza [Thomas] McKnight. Virginia married Robert D. Vaught on September 8, 1870 in Rutherford Co.

June 21, 1897, Chancery Court: Oly Vaught of Rutherford Co. *vs* D. Barker, T. J. Wright, Babe Barker and John A. McKnight, all of Rutherford County. The complainant alleged that he was the son of R. [Robert] D. Vaught, a citizen of Alabama, and was twenty-two years old. His mother, Virginia [McKnight] Vaught had died in 1875, intestate. Virginia [McKnight] Vaught was the daughter of A. [Albert] M. McKnight (deceased) who died June 9, 1861 leaving a widow (Eliza [Thomas] McKnight) who had died in 1865. His children were I. [Iverson] W. McKnight, John A. McKnight, [Martha] Polemna [McKnight] Rankin, wife of F. [Franklin] W. Rankin, [William] Mort McKnight, G. [George] T. McKnight and the complainant's mother. Per the will of A. [Albert] M. McKnight (deceased), his executors had been directed to sell 201 acres of land after the death of his widow. They had sold the land in 1869 for \$6800 to John A. McKinght and D. [Don] Barker but had not made any deed or had taken any notes. D. [Don] Barker had

become dissatisfied with the transaction and had sued to have it declared null and void as regards to him and the amount of his payments to be declared a lien on the land. He asked that the land be sold to satisfy the lien. D. [Don] Barker had purchased the land for \$2300. The complainant alleged that John A. McKnight was a son-in-law of D. [Don] Barker at the time of the sale and T. J. Wright was also a son-in-law and Babe Barker was a son of D. Barker. D. Barker had given the land to T. J. Wright and Babe Barker for a nominal sum. The complainant also alleged that his mother had been a minor at the time of the first sale, at the time the suit had been initiated and at the time of the second sale and she had not been represented either by a guardian or guardian ad litem. When she had died on July 13, 1875, she had left the complainant who had been six weeks old and a two year old sister who died soon after her mother. The complainant averred that the court proceeding had been null and void and that T. J. Wright and Babe Barker had been fully aware of the rights of the complainant and his mother in the land when they pretended to purchase the land from D. Barker. When the tract had sold in 1869 for \$6800, the complainant's mother had been entitled to one-sixth of the proceeds. She had never disposed of her right and could not have done so as she was a minor. The complainant prayed to be declared a one-sixth interest in the tract of land and that a lien be declared on the land for \$1130 plus interest from the date of sale and all costs of these proceedings. The bill was amended to show that D. Barker had died about six years previous and T. J. Wright had qualified as his executor.

May 17, 1898, Chancery Court: In a deposition, John A. McKnight testified that Oly Vaught was his sister's son; that S. D. "Babe" Barker was his wife's brother and that T. J. Wright's wife and his wife were sisters. Virginia Frances McKnight was born in 1851/1852. He identified the heirs of A. [Albert] M. McKnight as I. [Iverson] Westly McKnight, oldest; M. P. [Martha Polemna McKnight] Rankin, wife of F. [Franklin] W. Rankin, second; J. [John] A. McKnight, third; William M. [Mort] McKnight, fourth; G. [George] T. McKnight, fifth; and Virginia. F. [McKnight] Vaught, youngest. J. [John] A. McKnight stated his wife had been dead about 19 years. G. [George] T. McKnight testified next and stated that Virginia [McKnight] Vaught was born on July 16, 1851. She had married R. [Robert] D. Vaught about Christmas in 1870. Oly Vaught's sister had died at South Pittsburg, TN. The court held that the defendant's demurrer was well taken and dismissed the complainant's suit.

Rutherford Co., TN Marriage records: Robert D. Vaught married Virginia McKnight on September 8, 1870. R. D. Vaught married M. F. Laughlin on November 30, 1876.

1290. Vaulx, Sarah [Cocke - Henderson] Died August 2, 1860, testate. [Cont'd from Vols. II & III].

Note: See Vol. II & III for description and names of the heirs of this estate.

March 16, 1876, Chancery Court Enrolled Cases #6, pg. 565: William C. Vaulx and John W. Vaulx, executors of Sarah [Cocke - Henderson] Vaulx of Haywood Co. et al. Except for a few, the persons stated in the caption of this bill are the heirs of the brothers and sisters of John Henderson (deceased). John Henderson had died in 1828 having devised all his estate, real and personal to his wife, Sarah [Cocke], during her natural life with the absolute power to dispose of one-half of said property at her death to whomsoever she thought proper. The remaining one-half was to go to his brothers and sisters and their heirs. Sarah [Cocke] Henderson married William Vaulx. She had 345 acres of land when she had died on August 2, 1860, testate. She had devised two-thirds of her one-half interest to W. [William] C. Vaulx and J. [John] W. Vaulx. The other one-third that she was empowered to convey went to her husband, William Vaulx. He had died in Haywood Co. in 1864, intestate as to any interest he owned in the land. After the testatrix had died, William Vaulx had married again and had left at his death as heirs and legatees, W. [William] C. and J. [John] W. Vaulx, sons of his first wife. He had two children, Tabitha [Vaulx] Treadway and Ann C. [Vaulx] Carter (deceased). The interest of William Vaulx (deceased) in the land had descended to the complainants and Tabitha [Vaulx] Treadway, each taking one-fourth, and the heirs of Ann C. [Vaulx] Carter (deceased) received the remaining one-fourth. The court had ruled that it was in the interest of the devisees for the land to be sold for partition.

April 16, 1878, Chancery Court: J. [John] W. & W. [William] C. Vaulx vs Mary Burtwell & others. The Clerk & Master reported the sale of 343 acres on December 17, 1877 for \$15 per acre to Ransford McGregor who transferred his bid to Flemming Hall of Ohio.

February 8, 1879, Chancery Court: W. [William] C. & J. [John] W. Vaulx, executors et al vs Mary Burtwell et al. All the interest of Logan Henderson (deceased) under the assignment in the property in this suit divided by John Henderson (deceased) and passed by deed by James F. Henderson, executor of Logan Henderson (deceased) to William F. Lytle (deceased). The court said that it appeared from the will of William F. Lytle (deceased) that he devised one half of all the interest acquired by him in and to the property by deed to Mary C. [Lytle] Ledbetter and the court confirmed that she was the owner of the property. The court also ordered the Clerk & Master to pay William Ledbetter, trustee for his wife, Mary C. [Lytle] Ledbetter, one half of the interest that Logan Henderson (deceased) took under the will of his brother, John Henderson (deceased), when the amount of interest was ascertained. William Ledbetter was to give a refunding bond of twice the value of the amount received.

1291. Vantrease, Mathersa [Martha] Died before April 6, 1869, intestate [Cont'd from Vol. III]

May 31, 1880, County Court: John G. Primm, guardian of John M. Mathews, a minor child of James Mathews and heir at law of Mathersa Vantrees (deceased), made a settlement with the court. The settlement covered period 1869 to January 1, 1879.

1292. Vawter or Vaughter, William B. Died before July 7, 1865, unknown. [Cont'd from Vol. III].

Note: His wife, Amanda, had been the widow of Edmund Goodman, who died in 1845 (see Vol. I), and the daughter of Thomas Neal, who died in 1859 (see Vol. III).

February 17, 1869, Circuit Court Enrolling Docket #4, pg. 324: State of Tennessee for use of Lydia A. [Fitzhugh] Goodman, guardian of Edmond Goodman and Albertine Goodman and for the use of Robert Reams and wife, Mary A. [Goodman] Reams vs John R. Goodman, L. [Lemuel] R. Mullins, and J. A. Vawter, administrator of W. B. Vawter (deceased). J. [John] R. Goodman had been relieved by the court of guardianship of Edmond Goodman, Albertine Goodman and Mary A. Goodman. He had failed to pay over to Lydia A. [Fitzhugh] Goodman the accounts of his wards. The court awarded the plaintiffs \$425.56 including interest. February 8, 1877, County Court: Henry Gregory, guardian for M. [Mary] W. Vawter, minor heir of W. B. Vawter (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: Edmund Goodman married Amanda M. Neal on March 9, 1843. William B. Vaughter married Amanda M. Goodman on December 30, 1846.

Tennessee State Marriages 1780-2002: Albert G. Goodman married Lydia Ann Fitzhugh on October 14, 1846 in Davidson Co.

1850 Rutherford Co., TN Census, Gambrell Dist.: William B. Vauter, 42 VA; Amanda Vauter, 27; Sarah H. Vauter, 2; Mary W. Vauter, 2 months.

1850 Rutherford Co., TN Census, Jefferson Dist.: William Goodman, Sr., 65 VA; Sally Goodman, 68 VA; Albert G. Goodman, 25; Lydia A. Goodman, 21; Edmund Goodman, 2; Ann Goodman, 8 months; and others named Sexton.

1870 Davidson Co., TN Census, Dist. 8: Lida Goodman, 40; Edmond Goodman, 22; Alberteen Goodman (f), 15.

1293. Veal, Emily [Hick] (colored) vs Joe Veal (colored) – Divorce

October 31, 1872, Chancery Court: The defendant deserted his wife over three years previously. A divorce decree was granted.

Rutherford Co., TN Marriage records: Joe Veal married Emma Hick on May 16, 1865.

1294. Vernon, Henry B. [Bargrove] Died in 1863, intestate. [Cont'd from Vol. III].

Note: Hibernia Vernon, daughter of John C. Vernon, a brother of the intestate. She married John E. Rainey.

November 4, 1867, County Court: W. [William] H. Hill and wife and William T. Vernon vs John E. Raney et al. The court noted that W. B. Raney, Ann C. Raney, Rowena E. Raney, John R. Raney and H. T. Raney were minors and non residents of Tennessee and were without a guardian. A guardian ad litem had been appointed. The guardian ad litem had replied and noted that H. B. Vernon had died in 1863, intestate. He had left no widow or children. His heirs at law were the children and representatives of his brothers, W. [William] R. Vernon (deceased), and John C. Vernon (deceased).

1295. Vernon, William R. C. Died before March 10, 1859, testate in Louisiana. [Cont'd from Vols. II & III].

Note: The testator was son of Dr. Tinsley (died in 1853 - see Vol. II) and Ann B. Vernon, and brother of Henry Bargrove Vernon (see above). His widow as Mrs. Rowena C. Vernon.

October 26, 1866, Chancery Court: Rowena C. Vernon and Thomas B. Darragh vs Annie Vernon, Sarah Vernon and William Henry Vernon. Thomas B. Darragh, guardian ad litem for the defendants, had provided the following information in his answer to the original bill. The testator had died owning 106 acres of land in Rutherford Co. from which the widow had been entitled to dower. Henry B. Vernon, brother of the testator, had died possessed of a tract of 175 acres of land in Rutherford Co. When the land was partitioned, 94 acres were assigned to the defendants. He alleged that the land should have been sold and the proceeds

should have been invested so that the interest would provide for the maintenance and education of the three children. He didn't think the land could be rented for enough to do that. The dower interest of the widow in the land had been valued at \$400. The land was sold on March 4, 1867 for \$4600.

1296. Wade, Julius C. Died April 11, 1871, intestate.

Note: Julius C. Wade was the son of John C. Wade (died 1855 - see Vol. II & III) and his first wife. Julius C. Wade married Margaret H. Cowan, daughter of Varner D. Cowan and his third wife, Susan B., widow of Abner Johns.

May 1, 1871, County Court: The court noted the death of Julius C. Wade and appointed John B. Johns as administrator of the estate. Thomas Johns provided part of the security.

October 19, 1871, County Court: John B. Johns, administrator, submitted an inventory of notes and personal property.

November 7, 1871, County Court: Margaret H. [Cowan] Wade et al., widow and heirs of Julius C. Wade (deceased) vs Thomas Johns, John Johns and Albert J. Johns et al., heirs of Julius C. Wade (deceased). Julius C. Wade had died on April 11, 1871. He had left a widow, Margaret H. [Cowan] Wade, but no children. His siblings of whole and half blood were to take his real estate in connection with representatives of his siblings that had died. Sarah [Wade] Hollowell, wife of William B. Hollowell; Bettie [Elizabeth C. Wade] Randolph, wife of Beverly Randolph; and Elenor [Wade] McDougal, sisters of the intestate, were to each receive one share of the real estate. William Wade [considered non compos mentis], Watson J. Wade and Charles R. Wade, brothers of the intestate, were to each receive one share of the real estate. Robert B. Williamson and Lucretia Williamson, children of Lucretia [Wade] Williamson (deceased), sister of intestate who had died before the intestate, were to jointly receive one share of the real estate. John P. Johns, Joseph B. Johns [Jr.], Idella [Johns] Shepard, wife of William Shepard, Thomas Johns, A. [Albert] J. Johns and Charles E. Johns were the children of Margaret [Wade] Johns (deceased), sister of the intestate, were to jointly receive the remaining share of the real estate. The widow petitioned for her dower. The intestate had owned about 500 acres at his death.

November 9, 1871, County Court: Commissioners set apart provisions sufficient for one year for Margaret H. [Cowan] Wade, widow of the deceased.

February 6, 1872, County Court: Margaret H. [Cowan] Wade & others, widow and heirs of Julius C. Wade (deceased) vs Thomas Johns, John Johns, Albert J. Johns & others, heirs of Julius C. Wade (deceased). The commissioners reported they had set aside one tract of 105 acres including the mansion house and out buildings and a second tract of 29 acres for the widow's dower.

February 17, 1872, County Court: The administrator submitted a list of property that had been sold at auction on November 14, 1861. Margaret H. [Cowan] Wade, widow of the deceased, had purchased all of the household items.

March 4, 1872, County Court: Joseph B. Johns (Sr.) was appointed guardian for John P. Johns, Joseph B. Johns (Jr.), Idella Johns, Thomas Johns and Albert Johns, his own children and heirs at law of J. [Julius] C. Wade (deceased).

July 29, 1872, Circuit Court: T. [Thomas] B. Miles and J. T. McKinley, partners vs John B. Johns, administrator of Julius C. Wade (deceased). The defendant had confessed he owed the plaintiffs as administrator of the deceased on an open account the sum of \$634.76 including interest. The plaintiffs were to recover of the defendant the entire sum plus court costs.

July 31, 1872, Circuit Court: John B. Johns, administrator of Julius C. Wade (deceased) vs William J. Anderson. The plaintiffs had moved the court for a judgment against the defendant for a note dated February 2, 1870 for \$1200 to be repaid in gold at six percent interest. The court had agreed and the plaintiffs were to recover a total of \$1531.50 plus court costs from the defendant.

October 29, 1872, Chancery Court: John B. Johns, administrator of Julius C. Wade (deceased) vs Margaret H. [Cowan] Wade, William Wade et al. Defendants Thomas Johns, Albert Johns and Charles Johns were minors and William Wade was non compos mentis so the court had appointed a guardian ad litem to defend them.

October 31, 1872, Chancery Court: John B. Johns, administrator of J. C. Wade (deceased) vs Margaret H. [Cowan] Wade, William Wade & others, heirs at law. The adult defendants to wit; Margaret H. Wade; Charles R. Wade; Watson J. Wade; Sarah [Wade] Hollowell & husband William Hollowell; Elenor [Wade] McDougal; John B. Johns; John P. Johns; William Sheppard and wife, Idella [Johns]; Beverly Randolph and wife, Bettie [Wade]; Randolph E. Williamson; R. [Robert] B. Williamson and S. A. L. [Lucretia] Williamson had failed to appear in court to answer or demur the bill. The minors, Thomas Johns, Albert Johns and Charles Johns and William Wade, a person of unsound mind, were represented by guardians ad litem. The court had been unsatisfied with the information it had received and had ordered the Clerk & Master to collect further information before the court decided the case.

October 31, 1872, Chancery Court: William Wade by next friend, John B. Johns vs John B. Johns, administrator of Julius C. Wade (deceased). Under terms of the testator's [John C. Johns] will, Julius C. Wade was to be trustee of the gifts and devisees of property in the will made to the complainant, a person of unsound mind. Julius C. Wade had died and the complainant was petitioning for a new trustee. The court appointed D. [Daniel] F. Elam as new trustee. Julius C. Wade had never made a settlement with the court so the Clerk & Master had been instructed to make an accounting of the assets belonging to William Wade.

October 31, 1872, Chancery Court: John B. Johns, administrator of the estate of J. C. Wade (deceased) vs Margaret H. [Cowan] Wade & others. The estate owed about \$13,000, half of that was against him as security for other parties who became insolvent. After deducting the amount of solvent claims belonging to the estate, the debts were \$12,065. The court ruled that it would be necessary to sell all the real estate outside of the dower set aside for his widow to pay the debts. There was also about \$4000 worth of claims being prosecuted in the courts and contested by the administrator. At least some of them would have to be paid by the estate. Julius C. Wade had died on or about April 11, 1871. He had left no issue never having had a child born to him. His widow, Margaret H. [Cowan] Wade, had her dower set aside. He had left the following brothers and sisters to wit: William Wade, a person of unsound mind, one share; Charles R. Wade, a half-brother, one share; Watson J. Wade, a half-brother, one share; Mrs. Sarah [Wade] Hollowell, sister, wife of William Hollowell, one share; Elenor [Wade] McDougal, sister, one share; children of Mrs. Margaret [Wade] Johns (deceased), a sister who had died before intestate leaving her husband, Joseph B. Johns & children to wit: John P. Johns; Della [Johns] Sheppard, wife of William Sheppard; Joseph Johns; Thomas Johns; Albert Johns and Charles Johns, all together, one share; Mrs. Betty [Wade] Randolph, wife of Beverly Randolph, one share; the children of Lucretia [Wade] Williamson (deceased), sister who had died before intestate leaving husband, E. [Edward] Williamson and two children, R. [Robert] B. Williamson and S. A. L. [Lucretia] Williamson, together one share; a total of eight shares. The testate had owned at his death three tracts of land totaling 412 acres. The court ruled that it would be necessary to raise about \$14,000 from the sale of real estate. The Clerk & Master had been appointed to conduct the sale.

November 22, 1872, Circuit Court: John W. Childress vs John B. Johns, administrator of the estate of J. C. Wade (deceased). The defendant had confessed judgment in favor of the plaintiff in the amount of \$1192.43 in principal and interest. The court considered that the plaintiff was to recover of the defendant the entire amount plus accrued interest.

November 29, 1872, Circuit Court: John B. Johns, administrator of J. C. Wade (deceased) vs H. [Henry] H. Cowan and William A. Ransom, administrators of Susan B. [Johns] Cowan (deceased). The jury had found in favor of the plaintiff in the aggregate amount of \$1325.80 for two past due notes plus accrued interest of \$52.60. The court considered that the plaintiff was to recover the entire amount plus court costs and a levy had been issued against the goods, chattels, lands and tenants of H. [Henry] H. Cowan and against the goods, chattels, rights and credits of Mrs. S. [Susan] B. [Johns] Cowan (deceased) when the same had come into the hands of the administrator.

April 28, 1873, Chancery Court: John B. Johns, administrator of J. C. Wade (deceased) vs Margaret H. [Cowan] Wade et al. The Clerk & Master as commissioner had sold the land on December 23, 1872 in lots to suit the purchasers. The three lots had totaled 287 acres and had brought an aggregate total of \$7471.18. The court had ordered the Clerk & Master to turn over all cash collected to the administrator of the estate to be used in payment of debts.

November 5, 1873, Chancery Court: John B. Johns, administrator of J. C. Wade (deceased) vs Margaret H. [Cowan] Wade et al. The Clerk & Master had reported that it would be necessary to raise \$7407.68 through the sale of the remainder in interest in the widow's dower to pay remaining debts. The court ordered the Clerk & Master to effect the sale.

November 22, 1873, Circuit Court: John B. Johns, administrator of J. C. Wade (deceased) vs W. [William] L. Murfree. A jury had assessed damages against the defendant in the amount of \$2426.21. The court considered that the plaintiff was to recover of the defendant the entire amount plus court costs.

April 28, 1874, Chancery Court: John B. Johns, administrator of J. C. Wade (deceased) vs Margaret H. [Cowan] Wade, William Wade et al. In accordance with the decree of the court, the Clerk & Master had auctioned the remainder of the widow's dower on February 12, 1874. Mrs. Margaret H. [Cowan] Wade and Alice G. Cowan had purchased the land for \$2010. They had paid \$500 down and had given two joint notes for \$755 each due at twelve and eighteen months.

October 28, 1874, Chancery Court: John B. Johns, administrator, vs Margaret H. [Cowan] Wade et al. Margaret H. [Cowan] Wade, widow of Julius C. Wade (deceased) had married John J. Allen. The cause had been revived with John J. Allen as a defendant.

April 30, 1875, Chancery Court: John B. Johns, administrator of J. C. Wade (deceased) vs Margaret H. [Cowan] Wade & others. The clerk and commissioner had auctioned a tract of 70 acres on December 23, 1872. The purchaser had failed to pay his note of \$361.44 plus interest. The clerk was ordered to recover a judgment for \$369.08 against the purchaser and his securities. If the judgment was not collected, the land was to be resold.

October 19, 1875, Chancery Court: John B. Johns, administrator of J. C. Wade (deceased) vs Margaret H. [Cowan] Wade & others. M. [Margaret] H. [Cowan] Wade and Alice G. Cowan had purchased the remainder interest in the dower tract on February 12, 1874 and executed a joint note for \$755 due and payable in eighteen months. The note had become due and wholly unpaid along with interest from August 12, 1875. Since the sale, M. [Margaret] H. [Cowan] Wade had married John J. Allen. The court ordered the Clerk & Master to recover judgment from Mr. and Mrs. John J. Allen and Alice G. Cowan for \$763.40. They were given until January 1, 1876, to pay the judgment or the land would be resold. The land consisted of two parcels totaling 144 acres.

April 19, 1877, Chancery Court: John B. Johns, administrator of Julius C. Wade (deceased) vs Margaret H. [Cowan] Wade. John B. Johns had paid in full the \$5054.40 in purchase money for a tract of 192 acres and title had been divested from the deceased's widow and all the other heirs of the deceased and had been vested in John B. Johns.

November 26, 1877, Circuit Court: John L. Stout & Co. vs Maggie [Margaret] H. [Cowan] Wade. Upon the motion of John L. McClure and wife, Columbia B. McClure, John L. Stout & Co. had obtained a judgment of \$825 on November 15, 1873 against the defendant, Maggie H. [Cowan] Wade, who had married John J. Allen. The execution had been levied on land owned by the defendant and the sheriff had sold it to John L. Stout & Co. for the amount of the judgment and costs. Before a deed had been made out, John L. Stout & Co. had sold and transferred judgment and bid on land to Mrs. Columbia B. McClure. She had brought an action of ejectment in Circuit Court but was defeated because she had not received a title to the land. The court had ordered John J. Allen and wife, Maggie [Margaret H. Cowan Wade], to appear in court and show cause why satisfaction of the judgment should not be set aside and why the judgment should not be revived against them.

May 6, 1878, Chancery Court: John B. Johns, administrator of Julius C. Wade (deceased) vs Margaret H. [Cowan] Wade; William Wade & others and against Margaret H. [Cowan - Wade] Allen; John J. Allen; William Wade and D. [Daniel] F. Elam, his trustee; Charles R. Wade and Watson Wade of Davidson County; William Hollowell and wife, Sarah [Wade] Hollowell; Elinor [Wade] McDougal of Gibson County; Joseph B. Johns; John P. Johns; William Sheppard and wife, Della [Johns] Sheppard of Maury County; Thomas Johns Jr.; Albert Johns and Charles Johns; Beverly Randolph and wife, Betty [Wade] Randolph; E. [Edward] Williamson; Robert B. Williamson and S. A. L. [Lucretia] Williamson, the last three were residents of Mississippi; and against R. D. Jamison, administrator of William B. Lillard (deceased). Julius C. Wade had died on April 11, 1871. He had left a widow, Margaret H. [Cowan] Wade who had married John J. Allen. There were no children. All the other parties to this bill except R. D. Jamison were heirs at law and distributees. Personalty had been insufficient to pay all debts. A bill had been filed in this court on September 26, 1872 to sell sufficient land to pay remaining debts but the case was still pending. There was an unpaid judgment in favor of the estate of William B. Lillard (deceased) for \$2047.92 principal and interest on a note where the deceased was security. The administrator learned later that his intestate had been only one of the securities and sought to have the judgment reduced by one-half. On November 11, 1879, the Circuit Court had enjoined the administrator of the estate of William B. Lillard (deceased) from collecting any part of the judgment.

Rutherford Co., TN Marriage records: Julius C. Wade married Margaret H. Cowan on March 3, 1857. John J. Allen married Mrs. Margaret H. Wade [widow of Julius C. Wade (deceased)] on September 22, 1874. William B. Hollowell married Sarah Wade on February 8, 1837. Beverly Randolph Jr. married Bettie C. Wade on December 19, 1865. Edward Williamson married Lucretia Wade on September 30, 1838. Joseph B. Johns married Margaret J. Wade on January 13, 1847. Watson Wade married Huldy Drake on March 6, 1868.

Wade Cemetery, intersection of Old Nashville Pike & Thompson Lane: Julius C. Wade, June 1820 - 11 April 1871.

1297. No entry for this number

1298. Wade, Mordecai B. [Sr.] Died on or about October 30, 1867, testate. [Cont'd from Vol. III].

Note: Mordecai Burgess Wade, Sr. was the son of Capt. John Sr. (died 1840 - see Vol. I) & Elizabeth (died 1832) Wade. Mordecai's wife was Martha Ann Campbell (died 1863), daughter of Samuel (died 1846 - see Vol. I) & Nancy [Mann] Campbell.

April 18, 1876, Chancery Court: J. [John] O. Kirkpatrick vs Izora [Wade] Kirkpatrick and others. The Clerk & Master had reported the sale of 41 acres of land that had been purchased by J. O. Kirkpatrick for \$32.50 per acre. He had given two notes for payment.

April 19, 1877, Chancery Court: J. [John] O. Kirkpatrick had owned a 33 acre tract of land with a good dwelling adjacent to a 60 acre tract owned by Izora [Wade] Kirkpatrick under terms of her father's will. The complainant had argued that his tract with a dwelling would be an appropriate investment for the funds that Izora [Wade] Kirkpatrick would receive from land that previously had been sold and the land remaining to be sold. The court asked the Clerk & Master for more information prior to making a ruling.

April 16, 1878, Chancery Court: John O. Kirkpatrick vs Izhora [Wade] Kirkpatrick. Texana W. [Wade] Jenkins, M. [Mordecai] B. Wade [Jr.], Leroy B. Wade, William Burton, Thomas R. Wade, R. [Robert] L. C. White and wife, Ella [Wade] White, Ethel White and Opal White. J. [John] O. Kirkpatrick had paid in full, \$1349.50 for the land he had purchased at auction. The money had been paid to J. [John] O. Kirkpatrick for the place where he lived as an investment of the money due his wife, Izhora [Wade] Kirkpatrick.

April 7, 1882, Chancery Court Enrolled Cases #11, pg. 384: R. [Robert] L. C. White of Wilson Co. vs Mrs. Ella W. [Wade] White; Ethel White; Opal White; Coral White and Mabel White, all of Wilson Co.; J. [John] O. Kirkpatrick and wife, Izora [Wade] Kirkpatrick; John O. Kirkpatrick [Jr.]; and B. W. [Wade] Kirkpatrick; and Allen James and wife, Texanna W. [Wade - Jenkins] James; Martha James; Allen James and Burgess James and Leroy B. Wade and Violet Wade, Annie Wade, Lytle Wade and Leroy Wade and M. B. Wade and Thomas R. Wade, Mattie Lou Wade, Katie B. Wade and Nannie Wade, all of Rutherford County. R. [Robert] L. C. White was the husband of Mrs. Ella W. [Wade] White and the other defendants named White were their children. They lived in Lebanon in Wilson Co. Ella W. [Wade] White was the daughter of the testator. His other children were Texanna W.

[Wade - Jenkins] James, wife of Allen James; Izora [Wade] Kirkpatrick, wife of J. [John] O. Kirkpatrick; and sons, M. [Mordecai] B. Wade [Jr.] and Leroy B. Wade. Ella [Wade] White had received a tract of 169 acres and a 3-acre tract of cedar land. Their marriage had occurred on May 26, 1869 and they had lived in Lebanon ever since. R. [Robert] L. C. White was the editor and publisher of a newspaper and did not have the time to manage his wife's property. It had been rented out but the place had been consistently going down hill and valuable timber had been removed. The complainant asked the court for permission to sell the land and invest the proceeds in a suitable home for his wife and children in or near Lebanon. If they had already purchased a suitable house, then the proceeds were to be invested in U. S. Bonds or loaned by the Clerk & Master. According to the terms of the testator's will, the land could only be sold with the concurrence of the court. The court concurred and the land had been offered at auction on October 11, 1884 but no bids had been received. The land had been eventually sold on June 27, 1891 for \$2000 and the money had been placed in a trust for Mrs. Ella [Wade] White.

October 18, 1890, Chancery Court: J. [John] O. Kirkpatrick vs Izora [Wade] Kirkpatrick and others. 93 acres of land in Rutherford Co. had been sold and paid for. Title had been divested from J. O. Kirkpatrick; Mrs. Izora [Wade] Kirkpatrick; J. [John] O. Kirkpatrick, Jr.; Wade Kirkpatrick & Irene Kirkpatrick; R. [Robert] L. C. White; Ella [Wade] White; Ethel White, Opal White, Coral White, Mabel White & Kenneth White; Mrs. Texana [Wade - Jenkins] James; Emma James, Martha James, Allen James, Fred James & Mary Louise James; Leroy B. Wade; Violette Wade, Annie Wade, Lytle Wade, Leroy Wade, Jr. and John Wade; M. [Mordecai] B. Wade [Jr.]; Thomas R. Wade, Mattie Wade, Lou Wade, Katie B. Wade, Nannie Wade; B. S. Wade and Maggie S. Wade and all others who may come into being capable of taking under the will of M. [Mordecai] B. Wade [Sr.] (deceased) and had vested title in R. C. Harrell. Izora [Wade] Kirkpatrick's share of the sale was \$3734.50 and the court stated that in accordance with the terms of the will, her share should be invested in their Nashville home. It had been further decreed that all right, title and interest of J. [John] O. Kirkpatrick to the undivided one-half of the Nashville real estate be divested and vested in Mrs. Izora [Wade] Kirkpatrick under terms and conditions of the testator's will. Mrs. Izora [Wade] Kirkpatrick was the wife of complainant and they lived in Nashville with three children to wit: J. [John] O. Kirkpatrick, Jr., Wade Kirkpatrick and Irene Kirkpatrick.

Rutherford Co., TN Marriage records: William R. Jenkins married Texie Wade on November 10, 1868. Allen James married Texie Jenkins on December 21, 1876. Dr. John O. Kirkpatrick married Izhora Wade on May 23, 1872. Robert L. C. White married Ella M. Wade on May 26, 1869. M. B. Wade married Fannie Black on March 30, 1869.

1299. Wade, Ozias H. Died November 19, 1869, testate in Gibson County. [Cont'd from Vol. III]

April 23, 1880, Chancery Court: O. [Ozias] H. Wade, Jr., executor et al vs C. W. Swain and others. The executor had recovered a judgment in Circuit Court for \$2760.50 on two notes that had been given for the purchase of 57 acres. C. W. Swain and C. F. Swain had to pay the amount or the Clerk & Master would sell the land for the judgment with a right of redemption for two years.

1300. Wade, Walter Died August 29, 1849, testate [Cont'd from Vol. I & II]

Rutherford Co. TN US Census Mortality Schedules: Walter Wade, 53, married, born in Maryland, died August 1849 of inflammation of the stomach.

1301. Wade, William, Col. Died August 31, 1849, testate [Cont'd from Vols. I, II & III].

Note: See Volume II for a more complete list of heirs.

April 30, 1875, Chancery Court: John W. Quarles vs George Wade, Lewis Wade, Julius C. Wade & others, heirs of William Wade (deceased). Allen James had purchased a tract containing 133 acres but couldn't pay for it so he had transferred it to William Mitchell and Samuel H. Mitchell for the sum of \$3177.32 with the right of redemption before January 1, 1876. The following parties were entitled to one-twelfth of the proceeds to wit: William Wade; Lewis Wade; George Wade; Abigail [Wade] Niles; the heirs of Caroline [Wade] Watkins (deceased); the heirs of Rebecca [Wade] Elam (deceased); and the heirs of Walter Wade (deceased).

1302. Wadley, Caroline [Patterson] Died November 1849, intestate.

Note: Daughter of John (died ca 1856 - see Vol. II) & Sarah Patterson. Wife of John W. Wadley.

Rutherford Co. TN US Census Mortality Schedules: Caroline Wadley, 19, married, died November 1849 of fever.

Rutherford Co. Marriage records: John W. Wadley married Caroline Patterson on December 13, 1848.

1303. Wadley, Cynthia A. [McLean - Hollowell] Died bef. December 6, 1869, intestate. [Cont'd from Vol. III].

Note: She was the widow of James J. Hollowell (died before Jan 1850 - see Vol. II) and 2nd wife of John W. Wadley. Sarah C. Wadley, a minor daughter, inherited from her half-brother, James Robert B. Hollowell. On the 1880 Rutherford Co. Census, Albert B. Wadley was living with the Henry T. Prater family.

February 1, 1875, February 8, 1877, April 7, 1878, County Court: John Jones was appointed guardian for Albert B. Wadley, a minor child of Cynthia A. [McLean - Hollowell] Wadley (deceased).

May 2, 1876, County Court: R. [Robert] B. McLean, guardian for Sarah C. Wadley, daughter of John W. Wadley and heir at law of J. [James] R. B. Hollowell (deceased), made a final settlement with the court.

February 7, 1881, February 8, 1881, County Court: John Jones, guardian of Albert B. Wadley, a minor child of J. [John] W. Wadley and heir at law of Cynthia A. [McLean - Hollowell] Wadley (deceased), had prayed the court to resign the guardianship. The minor had asked the court to appoint W. C. Jackson as his new guardian and the court did so. W. C. Jackson gave bond for \$900 with John W. Wadley providing part of the security. W. C. Jackson, guardian for Albert Wadley, heir at law of Cynthia Wadley (deceased), reported receiving \$427.25 from John Jones, previous guardian.

1304. Wadley, Samuel, Sr. Died before March 6, 1854, intestate. [Cont'd from Vol. II].

November 29, 1854, Circuit Court Enrollment Book, pg. 217: Moses Wadley and Daniel Wadley, administrators of Samuel Wadley (deceased); Elijah Horton and wife, Rachel [Wadley] Horton; James Wadley; Gillman Wadley; Samuel Wadley, Jr.; John W. Wadley; Caswell H. Wadley; Susan A. Wadley; John Batton and his wife, Sarah [Wadley] Batton; Granville Wadley, minor under guardianship of John W. Wadley; Mary J. Wadley, a minor under guardianship of Richard Nance; and John Barber and wife, Celia [Wadley] Barber and [Mrs.] Susan Wadley, petition. Rachel [Wadley] Horton, Celia [Wadley] Barber, Moses Wadley, Daniel Wadley, James Wadley, Gillman Wadley, Samuel Wadley, Jr., John W. Wadley, Caswell H. Wadley, and Susan A. Wadley were the intestate's only surviving children. Sarah [Wadley] Batton, Granville Wadley and Mary J. Wadley were grandchildren of the intestate and children of George W. Wadley (deceased), a son of the intestate. The intestate had owned about 250 acres and 12 slaves when he had died. The court had already ordered the assignment of dower to the widow, Susan Wadley. The petitioners prayed for a decree to sell the remainder of the land after assignment of dower and the slaves so that the proceeds could be partitioned among the distributees. The slaves had been sold on December 26, 1854. The sale of the land had been postponed until the clerk could ascertain the amount of advancements each heir had received. A dower of 85 acres had been assigned to the widow and the remainder of the land had been auctioned on November 20, 1855.

Rutherford Co., TN Marriage records: Elijah Horton married Rachel Wadley on August 22, 1833. John M. Barber married Celia Wadley on October 5, 1843. George W. Wadley married Margaret Hill on August 8, 1834. Daniel Wadley married Martha E. Ramsey on February 2, 1842. John W. Wadley married Caroline Patterson on December 13, 1848. John W. Wadley married Cynthia A. McLean (widow of James J. Hollowell) on November 30, 1851. Caswell H. Wadley married Cate E. Garner on August 5, 1858.

Tennessee State Marriages 1780-2002: Gillman Wadley married Emily R. Phillips on November 25, 1841 in Williamson Co.

1305. Walden, George W. Died before June 3, 1872, intestate.

Note: George W. Walden was alive in November 1868 when he received a share from the estate of his father, Charles H. Walden, Sr., who died July 1863 - see Vol. III.

June 3, 1872, County Court: The court noted the death of G. [George] W. Walden and appointed W. W. Evans as administrator of the estate.

July 2, 1872, County Court: W. W. Evans, administrator of the deceased's estate, submitted an inventory of the estate.

September 2, 1872, County Court: W. W. Evans, administrator of the estate, presented a list of goods and chattels sold at auction on July 27, 1872.

October 7, 1872, Enrolled Cases #3, pg. 391: The administrator had raised \$65 from the sale of personal property and still owed about \$100. The court ordered the sale of a lot in Lavergne to pay remaining debts.

March 3, 1874, County Court: W. W. Evans, administrator, had sold a lot in Lavergne that belonged to the intestate for \$36.

December 9, 1875, County Court: A settlement and prorata distribution of the estate of George W. Walden (deceased) was made.

1306. Walden, John "Jack" Died October 4, 1871, testate.

Will dated April 3, 1856. Codicil dated March 12, 1861. Codicil dated May 29, 1866. Codicil dated September 1866. Codicil dated November 27, 1869. Will probated November 6, 1871. First: The testator pledged his entire estate both personal and real to the payment of debts. Second: The testator wanted the remaining part of his personal estate after payment of debts to be divided between his wife, Elizabeth [Bishop] Walden, and his daughter, Ann [Walden] Trigg. The wife's portion was to go to her and her heirs forever. The daughter's share was for her separate use and was not to be subject to the control of her present husband or any future husband. If Ann [Walden] Trigg died without a living child then her part was to go to John Walden's (deceased) siblings. Third: The testator had tenant in courtesy in about 100 acres in right of his first marriage with the mother of Ann [Walden] Trigg. The testator's understanding was that by law this land went to Ann [Walden] Trigg as heir at law of her mother. The testator desired that Ann [Walden] Trigg have so many acres in quantity or quality added to this portion that she was to inherit from her mother from the tract or tracts of land that he lived on. Codicil dated March 12, 1861: The testator executed a deed of gift to Ann [Walden] Trigg for four Negroes. She was to be charged \$3000 for this advancement. The testator also described the dividing line between the land of his wife and that of his daughter. Codicil dated May 29, 1866: The testator rescinded the \$3000 advancement made on March 12, 1861. Codicil dated September 1866: The testator wanted the surplus crops on hand after debts were paid after his death to be equally divided between his wife and daughter. The share of his daughter was to go to Dr. John W. Richardson as trustee for the future education of her children. Codicil dated November 27, 1869: Bromfield Ridley, the original executor of the testator's will, had died and the testator appointed John Jones, Esq. as executor.

November 6, 1871, County Court: The will with four codicils was presented for probate, was proven and recorded.

November 8, 1871, County Court: John Jones had qualified as executor.

October 8, 1872, County Court: W. W. Evans, administrator of George W. Walden (deceased) notified the court that the personal estate had been insufficient to pay all debts and the estate was really and truly insolvent. The George W. Walden had owned a town lot in Lavergne and the court ordered the lot sold.

June 6, 1872, Chancery Court: John Jones, executor of John Walden (deceased), John W. Richardson and John Trigg ex parte. John Walden had died in October 1871. Dr. John W. Richardson who had been designated a trustee for the testator's daughter, Ann [Walden] Trigg, had refused to accept the responsibility. The executor had the money that was to benefit the children of Ann [Walden] Trigg to wit: Lucy E.; Kate W.; John W. and Lizzie B. Trigg. John Trigg, husband of Ann [Walden] Trigg and father of the children, had been appointed guardian for his children.

March 3, 1875, March 31, 1875, County Court: The executor of the estate presented to the court a list of the personal property that had been sold at auction. John Jones, executor of the estate, made a final estate settlement with the court.

April 30, 1875, County Court: A list of household furniture and stock that had been divided between Mrs. Walden and Mrs. Ann Trigg was presented to the court.

July 9, 1877, Enrolled Cases #3, pg. 533: J. [John] A. Gum & wife, Lucy E. [Trigg] Gum vs Lizzie B. Trigg; Kate W. Trigg, minors under guardianship of John S. Trigg. Lucy E. [Trigg] Gum and the defendants were grandchildren of Jack [John] Walden (deceased) and were tenants in common of a tract of 240 acres they had inherited from him. The petitioners prayed for the appointment of commissioners to partition the land in four equal parts for Lucy E. [Trigg] Gum, Lizzie B. Trigg, Kate W. Trigg and John W. Trigg. When the partition had been made, Lucy E. [Trigg] Gum had received a 61-acre tract and a 10-acre tract. The remainder of the land was to be partitioned when the children became of age.

October 4, 1877, County Court: J. [John] A. Gum & wife vs Lizzie B. Trigg et al. Lucy E. [Trigg] Gum and Lizzie B. Trigg, Katie W. Trigg and John W. Trigg were heirs of Jack [John] Walden (deceased) and were entitled to equal share of a tract of land that contained about 240 acres. The court appointed a surveyor and commissioners to make the partition and leave the balance for the minors to be owned in common.

November 7, 1877, County Court: J. [John] A. Gum & wife vs Lizzie B. Trigg et al. The commissioners had set apart to Lucy E. Gum, wife of J. A. Gum, formerly Lucy E. Trigg, her share of the land previously owned and held in common with her sisters, Lizzie B. Trigg & Kate W. Trigg and brother, John W. Trigg, that had descended to them from John Walden (deceased). Lucy E. Gum had received two tracts totaling 71 acres.

August 7, 1878, County Court: John Jones, administrator, made an estate settlement with the court.

Rutherford Co., TN Marriage records: John Walden married Elizabeth Bishop on May 8, 1855. John S. Trigg married Lucy A. T. Walden on January 17, 1856. John W. Wadley married Mrs. Elizabeth Walden on March 27, 1874. J. A. Gum, Jr. married Lucy E. Trigg on January 17, 1877.

1850 Rutherford Co., TN Census, Jefferson Dist.: John Walden, 61 VA; Lucy J. Walden, 49; Samuel W. Walden, 20; L. A. T. Walden, 10.

1860 Rutherford Co., TN Census, Dist. 6 (Jefferson): John Walden, 70 VA; E. Walden (f), 39; John Higden, 21, Overseer.
1870 Rutherford Co., TN Census, Dist. 6 (Jefferson): John Walden, 81 VA; Eliz. Walden, 48. Next Door: John Trigg, 30; Louci Trigg, 30; Lucie E. Trigg, 13; Kate W. Trigg, 11; John W. Trigg, 8.

Walden Cemetery, Chicken Pike: John Walden, 82 years, 6 months, 24 days (10 Mar 1789) - 4 Oct 1871, & consort, Lucy E. Walden, 23 June 1800 - 28 Nov 1852. **Note:** Lucy was the daughter of John Etter (died 1851 - see Vol. II). Samuel W. Walden, 14 Aug 1829 - 27 July 1851. L. C. Walden, 17 Aug 1824 - 5 June 1850. **[Note:** U. S. Federal Census Mortality Schedules, Rutherford Co.: Lewis T.. Walden, 25, single, school teacher, died June 1850 of consumption.] John E. Walden, 20 Apr 1826 - 12 June 1848.

1307. Walden, Robert H. Died before September 3, 1866, intestate. [Cont'd from Vol. III.]

Note: Son of Charles H., Sr. (died 1863 - see Vol. III) & Elizabeth (died ca 1868 - see Vol. III) Walden.

November 10, 1881, County Court: Henry Gregory, administrator of R. H. Walden (deceased), made a final estate settlement with the court. \$87.25 had been received from the estate of Mrs. Elizabeth R. Walden (deceased).

1308. Walden, William, Sr. Died before September 1865, intestate.

Note: William Walden's death was noted in the Estate settlement of Erastus S. [Sewell] Walden (died ca 1865 - see Vol. III) whose children were heirs of William Walden (deceased).

February 8, 1870, County Court: Nancy Walden, widow of William Walden Sr. (deceased) vs William Walden [Jr.]; W. [William] H. Burkett; James Bennett & wife, Susanna [Walden], of Weakley Co., TN; and J. L. Todd and wife, Rowena [Walden] Todd of Madison Co., TN. John L. Walden, Mary F. Walden and James H. Walden were minor children of [Erastus] Sewell Walden (deceased). William Walden was their regular guardian. A. J. Burkett was the minor child of Nancy [Walden] Burkett (deceased) and William Walden was her guardian. The clerk had determined that the land could not be divided after setting apart dower without damage to the total value. The intestate had owned a tract of land containing 200 acres. The intestate had left the following heirs to wit: #1 Izora [Walden] Brown, wife of Henry Brown, daughter. #2 Florentia Walden, son. #3 Demarius [Walden] Lewis, wife of John Lewis, daughter. #4 Richard Walden, son. #5 Pertandy [Walden] Sherrod, wife of Thomas Sherrod, daughter. #6 Peter William Walden and three minors, John L. Walden, Mary F. Walden and James H. Walden, children of [Erastus] Sewell Walden (deceased), son. #7 A. J. Burkett, whose guardian was W. [William] H. Burkett, son of Nancy [Walden] Burkett (deceased), daughter. #8 Susanna [Walden] Bennett, wife of James Bennett, daughter. #9 Rowena [Walden] Todd, wife of James L. Todd, daughter. Commissioners were appointed to set aside the widow's dower and to auction off the remainder of the land.
April 5, 1870, County Court: Commissioners reported they had set aside 53 plus acres of the real estate of the intestate as the widow's dower. The same day, it had been reported that the entire 196-acre tract had been offered for sale on March 1, 1870 and had brought \$17.01 per acre.

April 5, 1871, County Court: Mrs. Nancy Walden, widow of William Walden Sr. (deceased) & others vs John L. Walden & others: \$1560.94 had been received in discharge of the first note given for purchase of land and the funds were ready for distribution.

April 2, 1872, County Court: Mrs. Nancy Walden, widow of William Walden Sr. (deceased) & others vs John L. Walden, Mary F. Walden et al. The petitioner sought judgment on the second note of \$1564 given by the purchaser of the land in 1870. The note was a month overdue and court gave them until the May term of the court to make payment or judgment would be issued.

June 2, 1873, August 4, 1873, County Court: William M. Walden was appointed guardian for Mary F. Walden and James A. Walden, minor children of E. S. [Erastus Sewell] Walden (deceased) and heirs at law of William Walden Sr. (deceased).

July 7, 1873, County Court: Mrs. Nancy Walden, widow of William Walden Sr. (deceased) and other heirs at law of deceased vs John L. Walden, Mary F. Walden and other heirs at law of deceased. The last payment on the 196 acre tract had been made and there was \$1680.59 ready for distribution.

Rutherford Co., TN Marriage records: Thomas Sherrod married Pertandy Walden on February 22, 1836. Erastus S. [Sewell] Walden married Paralee Leek on September 12, 1845. James M. Bennett married Susanna M, Walden on June 20, 1853. Henry Brown married Isora H. Walden on June 20, 1854. William H. Burkett married Nancy D. Walden on June 22, 1854. J. [John] W. Lewis married Demarius [Walden] Rachels on February 21, 1868.

Tennessee State Marriage records: Silas L. Rachels married Damarus Wallden on August 25, 1859 in Weakley Co.

1850 Rutherford Co., TN Census, Burnett Dist.: William Walden Sr., 59 VA; Nancy D. Walden, 50 NC; Cornelia D. Walden, 32; William R. Walden, 22; Susan M. Walden, 20; Nancy D. Walden, 17; Florentius C. Walden (m), 14; Izrah Walden (f), 11; Damaris H. Walden (f), 8.

1860 Rutherford Co., TN Census, 2nd Dist. (Burnett): William Walden, 69 VA; John Walden, 7; Mary Burkett, 3; N. [Nancy] D. Walden, 69 NC.

1870 Rutherford Co., TN Census, 2nd Dist. (Burnett): Nancy Walden, 70 NC; Janetta Patton, 18 House Laborer.

1309. Walker, Susan (colored) Died November 5, 1876, intestate.

January 8, 1877, County Court: The Poor House Committee reported that Susan Walker (colored) died on November 5, 1876.

1310. Wallace, Hugh Died between 1870 and 1880 census, intestate.

May 6, 1879, County Court: The court noted that Hugh Wallace had been dead for over six months and appointed the Public Administrator to take charge and administrator the estate.

October 8, 1879, County Court: Charles R. Holmes, administrator of Hugh Wallace (deceased). Ex parte petition to sell land. The case was postponed since the names and residences of the heirs of the intestate were unknown.

December 4, 1879, County Court: Charles R. Holmes, administrator of Hugh Wallace (deceased) vs the heirs of Hugh Wallace (deceased). Hugh Wallace had been dead for several years. He had been about 80 years old and had left no children or relatives that the administrator could identify. He had lived alone and had little if any intercourse with the neighbors. The administrator reported that the deceased had no personal estate and there were \$339.06 in debts against the estate that had not been paid. The intestate had owned over 50 acres purchased from John Brown in 1852 and the court decreed that it be sold to pay debts.

January 9, 1880, County Court: Mrs. Amanda Minerva Brown had purchased the land for \$100, had paid \$25 cash and had given two notes for \$37.50.

November 4, 1880, County Court: Charles R. Holmes, administrator of Hugh Wallace (deceased) vs the heirs of Hugh Wallace (deceased). Mrs. Minerva Brown had paid her two notes for the land. Land records show that she sold the land to Mr. Z. T. Dill.

1850 Rutherford Co., TN Census, Barfield Dist.: Hugh Wallis, 77 VA was living in the household of John E. Dromgoole.

1860 Rutherford Co., TN Census, Browns Mill Dist: H. Wallace, 69 VA; Nancy Wallace, 67VA; Laura Wetherfeld, 53 VA

1870 Rutherford Co., TN Census, Dist. 22 (Browns Mill): Hugh Wallace, 77 VA; Nancy Wallace, 74 VA; Celia Wallace, 25 Black; Bob Wallace, 6 Black; Sallie Wallace, 3 Black.

1311. Walpole, Mary T. [James] vs Thomas D. Walpole – Divorce.

October 21, 1856, Circuit Court Enrollment Book, pg. 50: The couple had been married in 1840 and had lived together until 1855 when he had begun drinking and had become abusive forcing her to leave their home for her safety. The court agreed and had issued a divorce decree. **Note:** Mary T. [James] Walpole was the daughter of Thomas James, who died in 1854 - see Vol. II.

Rutherford Co., TN Marriage records: Thomas D. Walpole married Mary T. James on October 8, 1840.

1312. Ward, Benjamin Died June 12, 1847, testate. [Cont'd from Vols. I, II & III].

Note: Widow, Martha [Gasoway] Ward, died July 22, 1857 - see Vol. II

August 6, 1860, Enrolled Cases, pg. 439: William Ward, Nich[olas] Ward; Speas Ward; John Ward; Benjamin Ward; Andrew M. McGinnis and wife, Sophia [Ward]; Mary [Ward] Ferris; William Rooker and wife, Nancy [Ward – Farmer]; Edward S. Seward and wife, Clarky [Ward]; William Gumm and wife, Margaret [Ward]; and James Sneed and wife, Martha [Ward]. Petition to sell land. The petitioners were owners in common of a tract of 325 acres that had been Martha [Gasoway] Ward's dower in her husband's estate. The petitioners were all of age and alleged that the land was not susceptible to partition and prayed for a decree to sell for partition. The court had agreed and on October 10, 1857, the land had been auctioned in tracts and had sold for \$12,423.02. The petitioners had also been the beneficiaries of a judgment in the amount of \$3922.09 against three men who had purchased land at the auction. The sum had eventually been paid in 1862.

Rutherford Co., TN Marriage records: Thomas Farmer married Nancy Ward on June 8, 1830. William D. Farris married Mary Ward on June 8, 1830. William Rooker married Nancy Farmer on June 19, 1844. Edward S. Seward married Clarky Ward on

September 28, 1842. Nicholas G. Ward married Sarah A. Patillo on October 2, 1842. William Ward married Mary E. Newgent on December 2, 1841. William N. Gumm married Margaret Ward on January 3, 1847. Andrew McGinnis married Sophia H. M. Ward on January 14, 1849. James B. Sneed married Martha Ward on January 7, 1850.

1313. Ward, Best Died before October 4, 1858, intestate. [Cont'd from Vol. II & III].

Note: Widow, Sarah Ann [Nevil] Ward

August 22, 1878, County Court: Mrs. Sarah A. [Nevil] Ward, guardian for Mary L. Ward, Elizabeth B. Ward, Harriet A. Ward, Georgia A. Ward and Best Ward, minor children of Best Ward (deceased), made a settlement with the court. This was apparently the first settlement since January 1, 1870. Mary L. Ward and Elizabeth B. Ward had become of age in 1873/1874 and had received their shares of \$417.60 each. Hattie [Harriet Ward] had become of age in 1875 and had received her share of \$417.60. Georgia [Ward] became of age in 1876 and had received her share of \$417.60.

1314. Ward, Burrell Died June 14, 1856, intestate. [Cont'd from Vol. II & III].

Note: Widow, Mary B. [McClanahan] Ward, died April 23, 1873 - see below

November 14, 1856, Circuit Court Enrollment Book, pg 378: James P. Baird, administrator of Burrell Ward (deceased); James P. Baird and wife, Sarah A. [Ward]; Mary B. [McClanahan] Ward, widow; Thompson B. Ivie and wife, Matilda J. [Ward]; Nancy E. [Ward] Patillo; William D. Ward; James R. Ward; R. [Raiford] C. Ward; Robert M. Ward, Benjamin A. Ward and Mary E. Ward, the last three were minors. Petition. Burrell Ward had died on June 14, 1856, intestate, and had owned about 450 acres of land when he had died. The widow had not had her dower assigned and the petitioners prayed for the assignment of commissioners to set aside her dower. The petitioners also had stated that after the assignment of the widow's dower, the remainder could not be equitably partitioned among the heirs as many of the shares would be without timber. The petitioners also had prayed for a decree to sell 7 slaves and distribute the proceeds among the heirs. One third of the real estate including the mansion house had been set aside for the widow's dower and Mary E. Ward had 50 acres set apart for her share. The slaves had been auctioned on December 27, 1857. The remaining real estate had been auctioned on October 17, 1857.

Rutherford Co., TN Marriage records: Burrell Ward married Mary McClanahan on January 22, 1822. Benjamin B. Patillo married Nancy Ward on September 18, 1838. James P. Baird married Sarah A. Ward on September 11, 1849. Thompson B. Ivie married Matilda J. Ward on January 3, 1850.

1315. Ward, John S. Died before December 3, 1872, intestate.

December 2, 1872, County Court: The court noted that John S. Ward had been dead for more than six months and no one had applied to become administrator of the estate. The court appointed the Public Administrator of Rutherford County to take charge of the estate and administer it according to law.

1316. Ward, Mary B. [McClanahan] Died April 23, 1873, intestate.

Note: Widow of Burrell Ward, died 1856 - see Vols. II & III and above.

September 1, 1873, County Court: The court noted the death of Mary B. [McClanahan] Ward and appointed R. [Robert] M. Ward as administrator.

October 2, 1873, County Court: R. [Robert] M. Ward, administrator of the estate, presented a list of personal property sold at auction on September 19, 1873.

April 8, 1881, County Court: R. [Robert] M. Ward, administrator of the estate, made a final estate settlement with the court.

Ward Cemetery, Double Springs Rd.: Burrell Ward, age 81, 11 months, 23 days [21 July 1774], died June 14, 1856, & wife, Mary B. Ward, died 23 Apr 1873.

1317. Warren, John P. Died February 22, 1873, intestate.

April 7, 1876, Chancery Court: W. C. [Washington Columbus] Henry and R. C. Jamison, administrator of John P. Warren (deceased) vs Mrs. Nancy [Crabtree] Warren, widow of deceased; John Warren, Henry Warren and Thomas Warren, minor children of deceased. John P. Warren had died February 22, 1873. He had left surviving him Nancy [Crabtree] Warren, widow, and John Warren, Henry Warren and Thomas Warren, his children. W. C. Henry and John P. Warren had been partners as brick masons and owned two lots in the Maney addition to Murfreesboro. There was also some personal property valued at about \$575 that had been used to pay some debts of the firm. There had remained about \$600 of debt and the administrator had petitioned to sell the lots to pay the debts. The widow was entitled to dower but it could not be assigned in kind so the lots had to be sold and any remainder after the payment of debts was to go to the widow and children.

October 28, 1878, Chancery Court: W. C. Henry had paid from his own funds the remaining \$600 in debts. The partners had owned two lots in Maney's addition. The improved lot where the Warrens had lived was worth about \$500. The unimproved lot was worth \$150. W. C. Henry had offered to surrender all the debts paid by him and was willing that one-third of the improved lot would go to the widow for her lifetime as her dower and the remainder to the deceased's children at her death provided the unimproved lot be surrendered to him and two-thirds of the improved lot would go to the deceased's children. The court confirmed the compromise.

Rutherford Co., TN Marriage records: J. P. Warren married Nancy M. Crabtree on May 10, 1869.

1860 Rutherford Co., TN Census, Murfreesboro: W. C. Henry, 30 Mason; A. C. Henry (f), 30; W. F. Henry, 3; Ann Henry, 3 months; J. P. Warren, 22 Bricklayer.

1870 Rutherford Co., TN Census, Murfreesboro: John Warren, 31 Brick mason; Nancy Warren, 29 LA; Mar[?] Warren (f), 13 AL; John Warren, 3.

1880 Rutherford Co., TN Census, Murfreesboro: Nancy Warren, 42 LA; John Warren, 13; Henry Warren, 8; Thomas Warren, 6.

U. S. Civil War Soldiers, 1861-1865: John P. Warren 2nd Regiment, Tennessee Infantry (Robison's) (Walker Legion) Confederate.

1318. Washington, Emma [Cumins] (colored) vs John Washington (colored) – Divorce

March 15, 1880, Circuit Court: The defendant had abandoned his wife and had been away for over two years. The court issued a decree of divorce.

Rutherford Co., TN Marriage records: John Washington (colored) married Emma Cumins (colored) on July 9, 1871.

1319 Wasserman, Joseph – Citizenship

November 17, 1876, Circuit Court Enrolling Docket #7, pg 125: Joseph Wasserman had immigrated from Wurtemberg, Germany. He renounced his allegiance to all foreign powers especially to Wilhelm 1st, Emperor of the Empire of Germany. He took an oath to support the Constitution of the United States and was granted citizenship.

1320. Wasson, Frances L. [Lillard] Died before October 30, 1872, intestate.

Note: Daughter of Benjamin (died 1867 - see Vol. III) & Nancy Lillard

October 30, 1872, Chancery Court: R. [Richard] F. Wasson, administrator & others vs T. [Thomas] W. Lillard & others. The deaths of Mrs. Frances L. [Lillard] Wasson, Willie Clardy and S. H. [Stephen Henry] Miller (died 1873 - see above), administrator of Alfred Miller (deceased) had been proven. The court directed that the cause be revived in the names of Franklin Wasson, Musadora Wasson, Victoria Wasson and Ella Wasson, heirs at law of the intestate and the same be revived in the name of Benjamin Clardy, Idella Clardy and Noble L. Clardy, minor heirs of Willie Clardy (deceased) and in the name of E. [Erasmus] D. Hancock, administrator de bonis non of Alfred Miller (deceased).

April 18, 1878, Chancery Court: R. [Richard] F. Wasson, administrator & others vs T. [Thomas] W. Lillard & others. The man who had purchased a tract of land containing 136 acres had paid the amount in full, a total of \$4506, and was entitled to a decree of title. All right and title was divested from all the heirs of Benjamin Lillard (deceased) and was vested in the purchaser.

Rutherford Co., TN Marriage records: Richard F. Wasson married Frances L. Lillard on August 30, 1843.

1850 Rutherford Co., TN Census, Flemings Dist.: Richard Wasson, 48 NC; Francis Wasson, 32 KY; Musadora Wasson, 6; Dick Wasson, 4; Sarah Wasson, 2.

1860 Rutherford Co., TN Census, Bushnells Creek Dist.: R. Wasson (m), 56 NC; Franky Wasson, 42; Narcydore Wasson, 14; Victoria Wasson, 12; Ella Wasson, 10; Frank Wasson, 8.

1870 Rutherford Co., TN Census, Dist. 21 (Flemings): Richard Wasson, 70 NC; Fanny Wasson, 46 KY; Musadoria Wasson, 22; Victoria Wasson, 20; Ella Wasson, 18; Frank Wasson, 17; Idella Clardy, 5; and 2 domestic servants.

1321. Wasson, Logan A. Died in December 1849, intestate. [Cont'd from Vol. II].

Rutherford Co. TN US Census Mortality Schedules: Logan Wasson, 32, married, died in December 1849 of dyspepsia.

1322. Watkins, Caroline [Wade] Died November 1849, unknown.

Note: She was the daughter of Col. William (died 1849 - see Vol. I, II & III) & his 1st wife, Cassandra [Jones] Wade.

Rutherford Co. TN US Census Mortality Schedules: Caroline Watkins, 37, married, died November 1849 of a cold.

Rutherford Co., TN Marriage records: Wilson L. Watkins married Caroline Wade on December 24, 1833.

1323. Watkins, Joseph M. Between July 6, 1870 and June 9, 1875, intestate.

June 9, 1875, County Court: John Woods, trustee, made a settlement and pro rata distribution of the estate of the deceased with the court.

Rutherford Co., TN Marriage records: Joseph Watkins married Nancy Robertson on September 2, 1829. Joseph M. Watkins married Lavenia [Penn] Sharpe on January 27, 1833 [widow of Theophilus A. Sharpe]. Joseph Watkins married Margaret A. Linster on December 23, 1851.

1850 Rutherford Co., TN Census, Sulphurs Springs Dist.: Joseph Watkins, 44 Maryland; Levenia T. Watkins, 43 VA; George Sharp, 19; Thomas W. Watkins, 16.

1860 Rutherford Co., TN Census, Dist. 11 (Barfield): Jos. Watkins, 54 Maryland; M. Watkins, 38; Jos. Watkins, 14; John Watkins, 24; M. Watkins, 20; Ann E. Watkins, 8; H. Watkins (m), 5; E. Watkins (f), 5 months; P. Murfree (m), 21.

July 6, 1870 Rutherford Co., TN Census, Fosterville Dist.: Joseph Watkins, 64 Maryland; Margaret Watkins, 48; John Watkins, 32; Anna Watkins, 17; Harry Watkins, 15; Lee Watkins, 5.

1324. Watkins, Virginia vs John Watkins - Divorce.

Central Monitor, September 6, 1834. Circuit Court: Virginia Watkins charged that she had married the defendant and had lived with him for several years before he had abandoned her without cause about five years ago and she prayed for divorce.

1325. Watson, E. J.. Died February 1860, intestate.

Note: E. J.. Watson may have been Eveline Watson, daughter of Nancy Watson.

Rutherford Co. TN US Census Mortality Schedules: E. J. Watson (female), 17, died February 1860 of consumption.

1326. Watts, Charles Died before August 1870, intestate.

Note: Charles Watts was missing from the 1870 U. S. Census. Margaret [Lillard] Watts was the daughter of Benjamin F. Lillard - died 1867 - see Vol. III.

Rutherford Co., TN Marriage records: Charles Watts married Margaret Lillard on December 9, 1840.

1850 Rutherford Co., TN Census, Murfreesboro: Charles Watts, 28 VA Grocer; Margaret Watts, 31; Mary F. Watts, 9; Laura Watts, 8; Ellen Watts, 7; Alice Watts, 5; Lewis C. Watts, 3.

1870 Rutherford Co., TN Census, Murfreesboro, Ward 5: Margaret Watts, 50 KY Boarding house; Lewis Watts, 21; Laura Watts, 25; Alice Watts, 22; Benjamin Watts, 14; Laureta Watts, 12.

1327. Watts, Lewis C. Died January 24, 1875, intestate.

Note: Son of Charles and Margaret G. [Lillard] Watts - see above.

February 3, 1875, County Court: The court noted the death of Lewis Watts and appointed J. [Jesse] B. Sanders as the administrator of the intestate's estate. The court appointed commissioners to allot and set apart Mrs. Mary [Brown] Watts, widow of the intestate, and one child sufficient provisions for one year.

July 7, 1875, County Court: The administrator of the estate presented to the court an inventory of the personal property and a sale list of personal property that had been sold at auction. Mrs. Mary M. [Brown] Watts had purchased all of the household items sold. The list of items that had been sold was extensive.

May 30, 1876, Chancery Court: Margaret G. [Lillard] Watts vs Jesse B. Sanders, administrator. The guardian ad litem for Emma Lee Watts and Lewis Watts, minors, had answered the complaint. Lewis C. Watts had died January 1875. The intestate had purchased a lot in Murfreesboro and on November 20, 1872, had given his note for \$500 in payment. He had made payments of \$20 and \$25. The court had instructed the Clerk & Master to advertise and sell the lot and from the proceeds pay the complainant the amount of her debt.

October 16, 1876, Chancery Court: Margaret G. [Lillard] Watts vs J. [Jesse] B. Sanders, administrator, & others. Pursuant to a decree of April 1876, the Clerk & Master had sold a house and lot in Murfreesboro at auction. Margaret G. [Lillard] Watts had purchased the property for \$627 but had not paid any money except costs and commissions, but satisfied her debt and interest in full –she being entitled to the proceeds of the sale. The court had divested title from the administrator of the estate, Mrs. Mary M. [Brown] Watts, widow of the deceased; Emma Lee Watts and Lewis M. Watts, children of the deceased.

August 7, 1878, County Court: J. [Jesse] B. Sanders, administrator, made an estate settlement with the court. Payments included \$250 to widow for her one year allowance.

Rutherford Co., TN Marriage records: L. C. Watts married Mollie Brown on December 22, 1872.

1850 Rutherford Co., TN Census, Murfreesboro: Charles Watts, 28 VA Grocer; Margaret Watts, 31; Mary F. Watts, 9; Laura Watts, 8; Ellen Watts, 7; Alice Watts, 5; Lewis C. Watts, 3.

1870 Rutherford Co., TN Census, Murfreesboro: James M. Brown, 50 SC Grocery merchant; Mary M. Brown, 21; John K. Brown, 11; Branky Brown (m), 9.

1880 Rutherford Co., TN Census, Dist. 23 (Youree's): B. E. Bowman (m), 78; J. M. Bowman, 79 wife; E. J. Bowman, 46 daughter; Mollie Watts, 35 niece; Emma Watts, 7 daughter; Louie Watts, 4 daughter; J. K. Brown, 22 nephew; W. S. Swanger, 13 nephew; D. F. Swanger, 18 nephew.

1328. Weatherly, George W. vs Martha Weatherly – Divorce.

November 23, 1872, Circuit Court Enrolling Docket #6, page 101: The couple had married in Wilson County. After they had moved to Rutherford County, he had joined the Union Army. When he returned he found that his wife had been unfaithful with Thomas Thomas. Since 1863, his wife had given birth to three illegitimate children. The couple had one child born before the defendant joined the army. The court issued a decree of divorce and awarded the child, James N. Weatherly, to the defendant free from control or interference of the petitioner.

1329. Webb, James E. Died July 9, 1873, testate.

Will dated January 1, 1873. Will probated August 4, 1873. Executors: Clement T. Reed and John F. Webb.

First: The testator directed that a tract of land on Overall's Creek and a 23 acre tract of cedar land be sold at auction. The proceeds of the sale were to be equally divided among his three children to wit: Mary Jane [Webb] Haynes, James G. Webb and Thomas F. Webb. Second: The testator gave the Jarratt tract of land to John F. Webb along with \$500 in money. Third: The testator gave the heirs of his daughter, Susan [Webb] Morris, one dollar each. He gave the heirs of his son, Isaac B. Webb (deceased), \$1 each and to the heirs of his son, William Webb (deceased), \$1 each. The remainder of the property if any was to be divided among Mary J. [Webb] Haynes, James G. Webb, Thomas F. Webb and John F. Webb.

September 6, 1873, County Court: John F. Webb, executor of the deceased's estate, had submitted an inventory of the estate that showed 104 acres of land and 22 acres of cedar land..

October 6, 1873, County Court: John H. H. Thweatt & others vs John F. Webb et al. The plaintiff had petitioned to have the will of James E. Webb (deceased) set aside.

November 3, 1873, County Court: John H. H. Thweatt and wife, Martha J. [Webb]; W. O. Green and wife, Catharine [Webb]; John H. Ward and wife, Tabitha W. [Webb]; Newton Sparkman and wife, Nancy [Webb]; Morgan C. Webb & Elizabeth Webb, minors under guardianship of Maryann Smith vs John F. Webb & others. Polly [Mary Jane Webb] Haynes, Thomas Webb, James alias Morris Webb were among the defendants. The petitioners had challenged the will alleging that the testator had not been capable of managing his affairs and that John F. Webb, Polly [Mary Jane Webb] Haynes and Thomas Webb had exerted undue influence in the terms of the will. The defendants had denied the allegation arguing that the testator was advanced in age but had full mental capacity to dispose of his assets. The County Court ordered J. H. Thweatt, W. O. Green, John H. Ward, Newton Sparkman, Morgan Smith and T. E. Webb to give bond before referring the case to Circuit Court.

November 4, 1873, County Court: John F. Webb appointed administrator pendente lite of the estate of James E. Webb (deceased).

January 17, 1874, County Court: John F. Webb, submitted a list of items sold at auction on January 1, 1874.

March 31, 1874, Circuit Court: John F. Webb and C. [Clement] T. Reed, executors of James E. Webb (deceased) vs J. H. H. Thweatt & wife, Martha [Webb]; W. O. Green and wife, Catherine [Webb]; John H. Ward & wife, Tabitha [Webb]; Newton Sparkman & wife, Nancy [Webb]; Morgan C. Webb and Elizabeth Webb, minors. A jury after extensive deliberations determined that the writing was not the last will and testament of James E. Webb (deceased).

May 29, 1875, County Court: The administrator had sold personal items at auction.

June 9, 1875, County Court: An inventory and sale list of the estate of James E. Webb (deceased) was submitted to the court. John F. Webb, administrator pen dente lite, made a final estate settlement with the court.

September 26, 1875, Chancery Court: John F. Webb; James G. Webb; Thomas F. Webb, the last two were citizens of Missouri; Mary J. [Webb] Haynes; C. [Clement] T. Reed, administrator of James E. Webb (deceased); citizens of Rutherford Co.; Jordan Morris; William Sharber and wife, Mary [Morris], citizens of Texas; John H. H. Thweatt and wife, Martha J. [Webb], of Williamson Co.; John H. Ward and wife, Tabitha [Webb] Ward; W. O. Green and wife, Catharine [Webb] Green; Morgan Webb; Huston Sparkman & wife, Nancy [Webb] Sparkman; B. R. Arnold and wife, Elizabeth Arnold, of Bedford Co.; vs Charles Webb, a minor and his guardian, E. F. Haynes of Rutherford Co.; and against William Webb, a minor who lived in Lauderdale Co. The petitioners and defendants were the children and heirs at law of the testator. James E. Webb who had died July 9, 1873. [Note: Even though the deceased left a will, James E. Webb (deceased) was referred to in this case as the intestate]. The deceased had left no widow but had left following children and heirs at law who inherited his estate as follows: #1, John F. Webb, son, one share. #2, James G. Webb, son, one share. #3, Thomas G. Webb, son, one share. #4, Mrs. Mary J. [Webb] Haynes, daughter, one share. #5, The children of Susan [Webb] Morris who had died before her father leaving two children to wit: Jordan Morris and sister, Mary Morris, who had married William Sharber. The children together took one share. #6, The children of Isaac Webb, son, who had died before his father to wit: Martha J. [Webb] Thweatt, wife of John H. H. Thweatt; Tabitha [Webb] Ward, wife of John H. Word; Morgan Webb; Catherine [Webb] Green, wife of W. O. Green; Nancy [Webb] Sparkman, wife of Newton Sparkman; Elizabeth [Webb] Arnold, wife of B. R. Arnold. #7, The children of William Webb, son, who had died before his father to wit: William Webb and Charles Webb. James E. Webb (deceased) owned a 200 acre tract, a 104 acre tract and a 22 acre tract of cedar land. The tracts were separated by about three miles and the complainants claimed they could not be partitioned and had asked for a decree to sell the property. The court had agreed and directed the Clerk & Master to sell the land.

May 5, 1875, County Court: The will of James E. Webb (deceased) had been contested in Circuit Court and the will had been set aside. C. [Clement] T. Reed had been appointed administrator of the estate.

June 9, 1875, County Court: John F. Webb, administrator pendente lite of James E. Webb (deceased), made an estate settlement.

November 2, 1875. November 4, 1878, County Court: E. F. Haynes had been appointed guardian for Charles E. Webb, minor heir of William Webb (deceased) and heir at law of James E. Webb (deceased).

March 20, 1876, Circuit Court Enrolling Docket #8, pg.9: J. [John] F. Webb, administrator of J. [James] E. Webb (deceased) vs E. F. Haynes and Mary J. [Webb] Haynes and T. J. Vaughan, securities. The defendants were sued for non payment of a note. A jury awarded the plaintiff \$630.06.

November 1, 1876, Chancery Court: J. [John] F. Webb, James G. Webb & others vs William Webb, Charles Webb et al. The court had determined that the deceased's estate would be divided into seven shares as follows to wit: #1, John F. Wade, son, one share. #2, James G. Wade, son, one share. #3, Thomas G. Wade, son, one share. #4, Mrs. Mary J. [Webb] Haynes, daughter, one share. #5, the children of Susan [Webb] Morris (deceased), who died before her father, to wit: Jordan Morris and Mary [Morris] Sharber, wife of William Sharber, who together took one share. #6, the children of Isaac Webb (deceased), a son who died before his father, to wit: Martha J. [Webb] Thweatt, wife of John H. H. Thweatt; Tabitha [Webb] Word, wife of John H. Word; Morgan Webb; Catharine [Webb] Green, wife of W. O. Green; Nancy [Webb] Sparkman, wife of Newton Sparkman; Elizabeth [Webb] Arnold, wife of B. R. Arnold, all together took one share. #7, the minor defendants, William Webb and Charles Webb, received

one share in right of their father, William Webb (deceased), son of the intestate. The court further ruled that the land could not be equitably divided and had ordered it sold for partition.

April 1877, Chancery Court: The Clerk & Master reported the sale of tracts of 200 acres, 104 acres and 22 acres of cedar land for an aggregate total of \$4260.

February 6, 1878, County Court: C. [Clement] T. Reed, administrator of the estate, made a final estate settlement with the court. Income had included \$300 from the U. S. Government and expenses had included \$811 for attorney fees.

April 21, 1880, Chancery Court: James F. Webb paid his notes in full, the sum of \$1056.80. After paying attorney fees, the Clerk & Master paid out the remainder to those entitled. J. C. Haynes had paid \$3140 the amount of his notes for the purchase of land. This amount had also been paid out by the Clerk & Master. The court had issued a decree of title divesting title from John F. Webb; James G. Webb; Thomas F. Webb; Mary J. [Webb] Haynes and C. [Clement] T. Reed, administrators of the estate; and all others being children & heirs at law of James E. Webb (deceased) and had vested title in those who had purchased the land.

October 24, 1878, Chancery Court: The Clerk & Master reported the receipt of \$1665.80 from the sale of land. He had paid out \$514 in attorney fees and had \$1151.80 available for distribution.

December 4, 1878, County Court: E. F. Haynes tendered his resignation as guardian for Charles W. Webb, a minor heir at law of James E. Webb (deceased). The ward chose Joseph Ransom to be his new guardian.

February 7, 1879, Chancery Court: R. [Roger] D. Snell made the final payment on the land he purchased on December 1876 and the court had divested title from John F. Webb and all the other children of the deceased and had vested it in R. [Roger] D. Snell.

January 10, 1880, County Court: C. [Clement] T. Reed, administrator of James G. Webb (deceased), made an estate settlement.

March 3, 1880, October 8, 1881, County Court: Joseph Ransom, guardian of Charles W. Webb, a minor heir of W. A. Webb (deceased) and heir at law of James E. Webb (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: Harvey H. Haynes married Mary Webb on January 26, 1841. John F. Webb married Sarah C. Landrum on February 14, 1844. William A. Webb married Mary E. Marable on January 15, 1856.

Tennessee State Marriages, 1780-2002; Bedford Co.: John H. Ward married Tabitha Ward on December 18, 1866. J. H. H. Thweatt married Martha J. Webb on February 11, 1868. Newton H. Sparkman married Nannie J. Webb on May 3, 1870. W. O. Green married F. C. [Frances Catherine] Webb on January 26, 1871. B. R. Arnold married Bettie [Elizabeth] Webb on December 24, 1873.

U. S. Marriage records 1560 - 1900: James E. Webb (birth year & place, 1794, VA) married Martha Ann Floyd (birth year & place, 1794, VA) in 1817 in Virginia.

1850 Rutherford Co., TN Census, Murphy Dist: James E. Webb, 55 VA; Martha A. Webb, 36 [prob. 56] VA; William Webb, 20.

1860 Rutherford Co., TN Census, Dist. 8 (Murphy): J. E. Webb (m), 66 VA; M. A. Webb (f), 66 VA

1870 Rutherford Co., TN Census, Dist. 12 (May): Louisa Spence, 34; Alonza Spence, 9; Martha Spence, 7; Willy B. Spence, 6; James E. Webb, 65 VA; Martha Webb, 76 VA.

1850 Bedford Co., TN Census: Isaac B. Webb, 32 blacksmith VA; Francey E. Webb, 26; Tabby E. Webb, 4; Martha J. Webb, 2; Francey C. Webb, 3 months

1860 Bedford Co., TN Census: Frances Webb, 35; Taby Webb, 14; Martha Webb, 12; Frances Webb, 10; Nannie Webb (twin), 7; Morgan Webb (twin), 7; Betty Webb, 5

Lytle-Blanks Cemetery, Franklin Rd. (McNiel Sub.): James E. Webb, Esq., 6 Sep 1794 - 9 July 1873, & wife, Martha Ann Webb, 1 Mar 1794 - 3 Oct 1872. Harvey H. Haynes, 11 Apr 1815 - 18 Mar 1863, & wife, Mary J. Webb Haynes, 6 Apr 1820 - 5 June 1897.

1330. No entry for this number

1331. Webb, James G. Died before December 1, 1879, intestate (probably in Missouri).

Note: Son of James E. & Martha Ann Webb - see above.

December 1, 1879, County Court: The court noted the death of James G. Webb and appointed C. [Clement] T. Reed as administrator of the estate who posted a bond of \$1000. John F. Webb provided part of the security.

December 23, 1879, County Court: C. [Clement] T. Reed, administrator, made an estate settlement with the court.

January 10, 1880, County Court: An inventory of the personal property of the deceased was presented in court.

October 4, 1881, County Court: C. [Clement] T. Read, administrator of James G. Webb (deceased), made a final estate settlement.

1332. Webb, Mary "Polly" [Owen] Died before April 2, 1872, intestate.

Note: Widow of Aaron Webb who died before April 11, 1853 – See Vols. II & III. Daughter of David (died 1847 - see Vol. I) & Elenor Owen.

April 2, 1872, County Court: The court noted the death of Mrs. Mary [Owen] Webb and appointed James F. Jenkins as administrator of the estate.

July 22, 1873, County Court: J. [James] F. Jenkins, administrator of the estate, submitted a list of property that had been sold at auction on April 27, 1872. The list consisted entirely of household items and accessories.

April 5, 1879, County Court: J. [James] F. Jenkins, administrator of Mary E. [Owen] Webb (deceased), made a final estate settlement with the court. W. H. Webb received \$167.74 as his share of the estate and Joseph Ransom, guardian of Charles Webb, received \$165.34.

Rutherford Co., TN Marriage records: Aaron Webb married Mary Owen on June 27, 1823.

1850 Rutherford Co., TN Census, Barefield Dist.: Aaron Webb, 75 VA; Mary Webb, 45; Amos Webb, 46; Mahala Webb, 33; Isaac S. Webb, 25; Evander Webb, 21; Nancy Webb, 13; Robert Webb, 12; David Webb, 9; Lucy J, Webb, 5; Isaac Delbridge, 21 carpenter.

1333. Webb, R. W. Died September 11, 1874, intestate.

December 27, 1875, County Court: R. D. Jamison, administrator of R. W. Webb (deceased) vs Mrs. Mary Lou Webb, widow; Otey Webb; Sallie P. Webb and Watson Webb, minor children of the deceased who lived in Bedford Co. R. W. Webb had died September 11, 1874, intestate. No administrator had been appointed until May 1875. The estate was insolvent.

February 7, 1876, County Court: R. D. Jamison, administrator of R. W. Webb (deceased) vs Mrs. Mary Lou Webb, widow; Otey Webb; Sallie P. Webb and Watson Webb. The last three were minors and a guardian ad litem had to be appointed. The defendants had answered through their guardian ad litem and stated that no administrator had been appointed for the deceased's estate until May 1875.

February 10, 1876, County Court: R. D. Jamison, administrator of R. W. Webb (deceased) vs Mrs. R. W. Webb, widow; Otey Webb; Sallie P. Webb and Watson Webb. Mrs. R. W. Webb had failed to appear in court and the court directed a verdict of confessed as to her. The administrator had received no personality and the deceased had owned one-fourteenth interest in 70 acres in Rutherford Co. subject to Mrs. Mary [Owen] Webb's dower. The court ordered the land sold and proceeds were to be used to pay expenses.

June 6, 1876, County Court: The commissioner reported he had sold the land to R. D. Jamison for \$85.

March 4, 1878, County Court: The administrator made an estate settlement with the court.

1334. Webb, Mrs. Sarah Died December 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: Sarah Webb, 21, married, died December 1849 of consumption.

1335. Webb, William A. Died before 1870 Census, intestate.

Note: Son of James E. & Martha Ann [Floyd] Webb - see above.

November 2, 1875, County Court: E. H. Haynes was appointed guardian for Charles W. Webb, minor heir of William Webb (deceased) and heir at law of James E. Webb (deceased)

February 3, 1880, October 8, 1881 County Court: Joseph Ransom, guardian of Charles W. Webb, a minor heir of W. [William] A. Webb (deceased) and heir at law of James E. Webb (deceased), made a settlement with the court.

Rutherford Co., TN Marriage records: William A. Webb married Mary E. Marable on January 15, 1856.

1870 Rutherford Co., TN Census, Murfreesboro: Mary Webb, 38; William Webb, 12; Charles Webb, 9; Martha Marrotte, 25.

1336. Weedon, Daniel Died June 20, 1869, unknown.

Note: There was a Daniel F. Wedon in the 1860 U. S. Federal Census – Slave Schedules listed in Cannon County

The Monitor, July 3, 1869: Daniel Weedon had died on June 20, 1869 at his residence in Cannon County. He was an old and highly esteemed citizen and his death will leave a vacuum in the community of which he has been so long a useful member.

1337. Welch, Jephtha F. Died before December 6, 1876, intestate.

Note: Son of Nicholas & Martha [Johnson] Welch - see below. His widow married 2nd Isaac L. Sparkman

December 6, 1876, January 10, 1878, April 5, 1880, October 7, 1881, County Court: James C. Todd was appointed guardian in room and stead of Isaac L. Sparkman (deceased) for Lizzie Welch, a minor heir of Jephtha Welch (deceased) and heir at law of Nicholas Welch (deceased).

Rutherford Co., TN Marriage records: Jephtha F. Welch married Martha L. Todd on August 29, 1865. Isaac L Sparkman married Martha L. Welch on January 7, 1873.

1850 Rutherford Co., TN Census, Fosterville Dist.: Nicholas Welch, 46 VA; Mattie Welch, 41; Laura S. Welch, 16; Malinda A. Welch, 14; Thomas Welch, 12; Jephtha Welch, 9; Susan Welch, 30 (Idiot).

1338. Welch, Logan Died before May 1, 1871, testate.

May 1, 1871, County Court: W. F. Hooper was appointed guardian for Alice Welch and Anna Welch, minor children of Logan Welch (deceased)

1339. Welch, Nicholas Died between January 16-31, 1871, intestate.

Will dated January 16, 1871. Will probated March 6, 1871. No executor was nominated. The testator bequeathed to his daughter, Martha ["Mattie"] D. Welch, one black filly, saddle and bridle, a bed and furniture and one cow and calf.

February 6, 1871, County Court: The court noted the death of Nicholas Welch and H. [Henry] H. Norman was appointed administrator. Commissioners were to set apart to Mrs. Melissa [Tilford] Welch, widow, sufficient provisions for one year.

February 21, 1871, County Court: H. [Henry] H. Norman, administrator of the deceased's estate, presented a sale list of the property on Nicholas Welch (deceased). Mrs. Melissa [Tilford] Welch had purchased household items at the auction.

March 6, 1871, County Court: A paper writing purporting to be the last will and testament of Nicholas Welch (deceased) was presented in court. The will was proven by two witnesses and recorded.

August 7, 1871, County Court: Melissa [Tilford] Welch, widow of Nicholas Welch (deceased) had read a petition in open court to have her dower set aside for her. The court had approved her petition and had assigned commissioners to set apart her dower.

September 5, 1871, County Court: Melissa [Tilford] Welch, widow of Nicholas Welch (deceased), vs J. N. Welch and Laura Welch, D. Wilson and wife, Mattie [Welch] Wilson; Alice Welch; Anna Welch; L. E. Welch; E. F. Manley; A. Manley; Nathan Manley; Nich Manley; Jesse B. Tatum and wife, Margaret [Welch]; Silas Christenberry and C. Christenberry. Commissioners reported they had assigned 44 acres as dower of the widow.

October 30, 1873, Chancery Court: H. [Henry] H. Norman, administrator, et al vs J. W. Barrett & wife; Larkin Welch, Elizabeth Welch et al. An order of pro confesso had been issued against J. W. Barrett & wife, Elizabeth [Welch]; Thomas Welch; Larkin Welch; Elizabeth Welch; Anna Baywell and Alice Welch due to their non appearance in court. Nicholas Welch had died intestate in January 1871. He had owned an 80 acre tract of land after assignment of dower. The complainant had petitioned to sell the land as it was not susceptible to partition. The court deferred judgment until it collected additional information.

November 3, 1873, Chancery Court: H. [Henry] H. Norman, administrator & others vs J. W. Barrett and Larkin Welch et al. The Clerk & Master reported to the court that he found the land not susceptible to partition among the heirs. The court had directed him to sell the land. The intestate had left as heirs at law to wit: D. W. Wilson and wife, Mattie D. [Welch]; Silas Christenberry and wife, Malinda [Welch]; Jesse Tatum and wife, M. [Margaret] E. [Welch] Tatum; W. [William] D. Hopkins and wife, S. L. [Laura Sabra Welch] Hopkins; Munroe McMahan and wife, Susan [Welch]; Isaac Sparkman and wife, Martha [Todd - Welch] ; Henry Baywell and wife, Anna [Welch] ; J. W. Barrett and wife, Elizabeth [Welch]; Thomas Welch and Larkin Welch; Elizabeth Welch and Alice Welch. After the widow's dower had been set aside, the Clerk & Master had been directed to sell the remaining 85 acres.

June 6, 1874, Chancery Court: H. [Henry] H. Norman, administrator & others vs J. W. Barrett & others. The Clerk & Master as commissioner had sold on December 20, 1873, 85 acres of land at \$14 per acre.

April 20, 1875, Chancery Court: H. [Henry] H. Norman, administrator & others vs J. W. Barrett & others. The note that had been given for purchase of land on December 20, 1873 had not been paid. A judgment was issued for \$520.88.

July 7, 1875, County Court: H. [Henry] H. Norman, administrator of the estate, made a partial estate settlement with the court.

November 1, 1875, County Court: Isaac L. Sparkman had been appointed guardian for Lizzie Welch, a minor child of Jephtha Welch and heir at law of Nicholas Welch (deceased).

October 16, 1876, Chancery Court: H. [Henry] H. Norman, administrator vs J. W. Barrett and others. M. S. Lynch and J. K. P. Smith had given a note for the purchase of land from the deceased's estate payable two years from December 20, 1873. The note remained wholly unpaid and the Clerk & Master was ordered to recover \$521.90.

December 6, 1876, March 7, 1879, April 5, 1880, October 7, 1881, County Court: James C. Todd had been appointed guardian in room and stead of Isaac L. Sparkman (deceased) for Lizzie Welch, a minor heir of Jephtha Welch (deceased) and heir at law of Nicholas Welch (deceased).

September 10, 1877, County Court: H. [Henry] H. Norman, administrator of the estate, made a final estate settlement.

April 1878, Chancery Court: Susan J. [Welch] McMahan had died and J. M. [Monroe] McMahan had been appointed the guardian of her children by the County Court of Cannon Co. The Clerk & Master reported that he sold an 85 acre tract on December 20, 1873 and J. K. P. Smith and M. S. Lynch, purchasers, had paid all the purchase money. The court directed that the purchasers were to be credited with the shares they had purchased from the heirs. J. K. P. Smith had purchased shares of Jesse Tatum and wife, Margret [Welch]; Dan Wilson and wife, Lizzie [Welch]; Silas Christenberry and wife, Malinda [Welch] and Thomas Welch. M. S. Lynch had purchased shares of William D. Hopkins & wife, S. L. [Laura Sabra Welch] Hopkins; Jephtha Welch and the Legrand Welch heirs. Later in the report, M. S. Lynch stated that he and J. K. P. Smith had purchased the shares of W. [William] D. Hopkins and wife, S. L. [Laura Sabra Welch] Hopkins; Alice Welch, daughter of W. [William] L. Welch (deceased), son of the testator, who had married one Nowlin; Anna [Welch] Baywell, also a daughter of W. [William] L. Welch (deceased); and J. [James] C. Todd, guardian for Lizzie Welch, daughter of Jephtha Welch (deceased).

Rutherford Co., TN Marriage records: Nicholas Welch married Martha Johnson on November 30, 1824. Nicholas Welch married Melissa Tilford on June 30, 1858. Larkin Welch married Nancy C. Richardson on December 28, 1848. William Hopkins married Sabry L. Welch on December 25, 1850. W. L. Welch married Amanda M. Shumake on November 11, 1850. William R. Manley married Malinda R. Welch on December 18, 1852. Silas Christenberry married Malinda R. Manley on July 30, 1866. Jesse B. Tatum married Margaret E. Welch on October 21, 1847. Jephtha F. Welch married Martha L. Todd on August 29, 1865. Isaac L. Sparkman married Martha L. Welch on January 7, 1873. D. W. Wilson married Mattie Welch on February 2, 1871.

Tennessee State Marriages 1780-2002: Monroe McMahan married Susanna Welch on February 20, 1864 in Coffee County.

1850 Rutherford Co., TN Census, Fosterville Dist.: Nicholas Welch, 46 VA; Mattie Welch, 41; Laura S. Welch, 16; Malinda A. Welch, 14; Thomas Welch, 12; Jephtha Welch, 9; Susan Welch, 30 (Idiot).

1860 Rutherford Co., TN Census, Fosterville Dist.: Nich Welch, 56 NC; Millisa Welch, 35; J. F. Welch (m), 19; Martha Welch, 8.

1870 Rutherford Co., TN Census, Fosterville Dist: Nicholas Welch, 66 NC; Mellisa Welsh, 45; Ruth Fisher, 85 NC Boarding - deaf; Rachel Welsh, 69 NC Boarding - idiotic & blind; Sarina Welsh, 49 Boarding - idiotic & deaf; Martha Welsh, 18 At home.

1340. Welch, Thomas Died between June 13, 1842 and May 1, 1843, testate. [Cont'd from Vols. I, II & III].

March 9, 1876, March 7, 1877, County Court: J. K. P. Smith, guardian for Rachel Welch and Serena Welch, heirs of Thomas Welch (deceased), made a settlement with the court.

May 7, 1877, County Court: J. K. P. Smith, guardian for Rachel Welch and Serena Welch, heirs of Thomas Welch (deceased), had petitioned the court to resign as guardian. The court had approved the request provided he paid over to A. J. McDaniel, the new guardian, all the property and effects of his wards in his hands.

1341. Wendel, Baker Died before January 1, 1872, unknown.

January 1, 1872, County Court: J. N. Clark, Esq. received \$5 for holding an inquest over the body of Baker Wendel (deceased).

Rutherford Co., TN Marriage records: Baker Wendel married Parthenia Reeves on May 21, 1866.

1342. Wendel, Charles (colored) vs Jane [Rich] Wendel (colored) – Divorce

November 15, 1873, Circuit Court: The couple had been married in Rutherford County in 1867. They had lived together until July 1869 when the defendant had abandoned her husband. A decree of divorce was issued.

Rutherford Co., TN Marriage records: Charley Wendel married Jane Rich on August 6, 1867.

1343. Wendel, David Deaderick, Esq. Died April 29, 1873, testate.

Note: He was the son of David Sr. & Sarah Hale [Neilson] Wendel - see Vol. I

Will dated April 22, 1873. Will probated May 5, 1873. Executor: William Wendel, son.

The testator left his entire estate both real and personal to his children to wit: William Wendel, Sally H. N. Wendel and Harriet E. Wendel after payment of debts and expenses to be shared equally with the following exceptions: The executor was to pay the testator's brother, [Dr.] James E. Wendel, the sum of \$500, this was the balance of a sum of money advanced by him for the use of the testator's family during the Civil War while he was absent from home. The testator did not include interest on the money as [Dr.] James E. Wendel had boarded with the testator's family during that period. The executor was to purchase and present to the testator's sister [in-law, wife of Dr. Robert Searcy Wendel], Mrs. Emma C. [James] Wendel, one dozen each solid silver tea, desert and tablespoons, said spoons to be neatly engraved with her initials. The executor was to pay to Fanny Woods (colored) for the affection she had shown to the testator and his family the sum of \$25. The executor was to pay to the treasurer of the Presbyterian Church of Murfreesboro and by him to be paid to the Rev. H. H. Banks the sum of \$100, it being the amount the testator usually paid to the salary of the minister of the church. The executor was to pay to Aaron Ridley (colored) for the kindness he showed the testator while waiting on him during his long illness the sum of \$10. The testator appointed his son, William Wendel, guardian to his sister, Hattie E. Wendel, during her minority.

May 5, 1873, County Court: The will of David D. Wendel (deceased) was presented for probate, was proven and recorded. William Wendel was appointed guardian for his sister, Hattie E., and gave bond in the amount of \$12,000.

October 14, 1873, County Court: William Wendel, executor of his father's estate, submitted an inventory of the estate.

November 24, 1873, March 14, 1874, Circuit Court: William Wendel, executor of D. [David] D. Wendel (deceased) vs D. D. Moore. The defendant had confessed judgment in favor of the plaintiff in the amount of \$800 on a note due January 1, 1873 plus interest. The court considered that the plaintiff was to recover from the defendant the entire amount plus court costs.

March 24, 1875, Chancery Court: William Wendel, executor of D. [David] D. Wendel (deceased) vs against Hattie [Harriet] Wendel; James D. Richardson, administrator of Benjamin Marriott (deceased) and all the creditors of D. [David] D. Wendel (deceased). D. [David] D. Wendel had died on April 29, 1873, testate. He had left as his heirs, William Wendel, Hattie Wendel and Sally H. N. Wendel who had died after her father, intestate. The deceased had left a rather large estate including a house and lot in Murfreesboro where he had resided at his death; the life interest of Dr. J. [Jesse] J. Abernathy in various lots in Murfreesboro, about 4 acres of which was immediately southeast of the old Murfree Mansion on Manchester Pike; and 12 acres on the Woodbury Pike. The deceased also had owned about 115 acres of land in District #7 (Wilkinsons Crossroads). The deceased had purchased on May 31, 1872, a parcel of land adjacent to his residence and had given two notes in the amount of \$275 each which had not been paid. The notes had been assigned to Benjamin Marriott who was represented by James D. Richardson. The executor had notified the court that his testator owed about \$5000 at his death and his personality would not be sufficient to pay all the debts and stated it would be necessary to sell some of the land to pay the remaining debts.

July 7, 1875, County Court: William Wendel, guardian for Hattie E. Wendel, minor heir of D. [David] D. Wendel (deceased), made a final settlement with the court. William Wendel also presented the court an inventory of the property of Miss Hattie E. Wendel, minor heir of D. [David] D. Wendel (deceased). The guardian had received \$6674.25 from three insurance companies and the guardian had owed his ward \$7277.58.

October 16, 1875, Chancery Court: William Wendel, executor of D. [David] D. Wendel (deceased) vs Hattie Wendel & others. D. [David] D. Wendel had been the administrator of the estate of John M. Sharpe (deceased) and he had recovered a judgment in the amount of \$5000. John M. Sharpe had died in Yazoo, Mississippi [see Vol. III]. At the testator's death, he still had about \$2000 of the judgment in his hands. John S. Williams and C. H. Williams, grandsons of John M. Sharpe (deceased) were petitioning to have the said funds paid over to them.

October 20, 1875, Chancery Court: William Wendel, executor of D. [David] D. Wendel (deceased), vs Hattie Wendel & others. The executor presented a list of debts totaling \$14,135.16 and reported that the personality realized about \$4000. The executor had no other assets with which to pay the remainder of \$10,135.16 and requested authority from the court to sell real estate.

October 25, 1875, Chancery Court: The executor presented an accounting of the estate that showed a balance of \$3798.16.

December 10, 1875, County Court: William Wendel, executor of D. [David] D. Wendel (deceased), made an estate settlement.
April 18, 1876, Chancery Court: William Wendel, executor vs Hattie Wendel & others. The Clerk & Master had sold on December 18, 1875, the property known as the Wendel homestead in Murfreesboro on the corner of College and Spring streets to William Wendel for \$2000. He also had purchased a vacant lot located adjacent to the Wendel homestead for \$222 and 115 acres of land in Franklin Co., TN, for \$135.

November 1, 1876, Chancery Court: William Wendel, executor vs Hattie Wendel. William Wendel had sold the house he had purchased on December 18, 1875, to his wife, Nelly H. [Ellen L. Hord] Wendel, free from the control & liabilities of her husband and with full power to dispose of it as she saw fit. Nelly H. [Hord] Wendel had paid \$1322, the balance of the purchase price and the court had ruled that she was entitled to title.

April 19, 1877, Chancery Court: The Clerk & Master had auctioned 12 plus acres that was the life estate of Dr. J. [Jesse] J. Abernathy (deceased) for \$109 to W. [William] Y. Elliott. A decree of title had been issued.

November 7, 1877, County Court: William Wendel vs Ben M. Hord & others. Joseph H. Warner & wife, Alice [Hord], and Ben M. Hord had failed to appear. Dr. R. [Robert] J. Turner, A. S. Bibb and wife, Sarah [Hord], and John S. Sewell all non-residents had failed to appear as required and a decree of pro confesso had been issued as to them. Thomas Eps Hord and Minnie T. Hord were minors without guardians. In 1877, J. W. Ewing and wife, Ada B. [Hord] Ewing, had transferred by deed their interest in a house and lot described as the property of Mrs. Nelly H. Wendel to William Wendel. At the time of her death, Mrs. Wendel had owned a house and lot in Murfreesboro, that being the old Wendel property fronting on Spring Street on the east and College Street on the north. The property was fronted on the south by Cumberland Presbyterian Church. There were six heirs to this property and it could not be divided equally so the court ordered it sold.

April 8, 1878, July 3, 1879, County Court: Dr. Robert J. Turner, guardian of Thomas Epps Hord, a minor over 14 years of age; and E. L. Turner and wife, Fanny [Maney], and A. [Andrew] F. Turner vs Thomas Epps Hord. The complainant had assumed guardianship about three years previous from V. B. Black. When he had qualified, the complainant had taken from all of his co-complainants a mortgage on a tract of land containing 208 acres to secure payment of \$5000 due from them to his ward. The amount had grown to \$5900 with interest. The co-complainants had proposed to let Thomas Epps Hord have this tract of land for \$30 per acre. The defendant and his mother had examined the property and thought it to be a wise investment of \$6267.15. The court agreed and the transfer was completed in July 1879.

November 15, 1880, Chancery Court: J. W. Ewing had paid \$1835, the purchase price for a tract of 100 acres he had purchased at auction on June 15, 1878. Mr. Ewing had purchased the interests of A. S. Bibb and wife; J. H. Warner and wife; and B. [Ben] M. Hord, and title was vested in J. W. Ewing.

Rutherford Co., TN Marriage records: David D. Wendel married Sarah Keeble on December 20, 1837. Joseph H. Warner married Allis G. Hord on June 20, 1867. A. S. Bibb married Sarah Ann Hord on September 22, 1856. Josiah W. Ewing married Ada Byron Hord on November 21, 1855. E. L. Turner married Fannie Maney on November 19, 1868.

1850 Rutherford Co., TN Census, Murfreesboro: David D. Wendle, 39 Circuit Court Clerk; Sarah J. Wendle, 33; Walter K. Wendle, 11; William Wendle, 6; John W. Wendle, 3; Sallie Wendle, 1; and others unrelated.

1860 Rutherford Co., TN Census, Murfreesboro: D. D. Wendell, 48 Clerk; Sarah J. Wendell, 45; W. K. Wendell (m), 21; William Wendell, 15; John W. Wendell, 13; S. H. N. Wendell (f), 11; H. E. Wendell (f), 7; C. J. Tatum (f), 40.

1870 Rutherford Co., TN Census, Murfreesboro: D. D. Wendel, 59 Bookkeeper; Sarah J. Wendel, 53; William Wendel, 24; Sally Wendel, 20; Harriet Wendel, 17.

Evergreen Cemetery, Murfreesboro: Monument: David Deaderick Wendel, 4 Feb 1811 - 29 Apr 1873, & wife, Sarah Jane Keeble Wendel, 7 Nov 1814 - 16 Mar 1873. David Wendel, 14 Jan 1785 - 8 Oct 1840, & wife, Sarah Hale Neilson Wendel, 22 May 1788 - 17 Aug 1838. Walter K. Wendel, died in battle of Richmond, KY 30 Aug 1862, aged 23 years, son of D. D. & S. J. Wendel. John Watson Wendel died 12 Mar 1868 aged 21 years, son of D. D. & S. J. Wendel. Sally Hudson Neilson Wendel, 1849 - 21 Feb 1874, aged 26 years, daughter of D. D. & S. J. Wendel. William Wendel, 5 Sep 1844 - 13 May 1910, & wife, Nellie Hord Wendel, 1849 - 11 Apr 1877, aged 28 years.

1344. Wendell, Fanny (Mulatto) Died February 1860, intestate.

Rutherford Co. TN US Census Mortality Schedules: Fanny Wendel (Mulatto), 18, slave, died February 1860 burned.

1345. Wendell, Franklin (Black) Died October 1860, intestate.

Rutherford Co. TN US Census Mortality Schedules: Franklin Wendell (Black), 14, slave, died October 1860 of Tetanus.

1346. Wheeler, Lorenzo D. vs Alice M. Wheeler – Divorce

November 17, 1873, Circuit Court: The couple had been married on May 10, 1860 in Davidson County. They had moved to Kentucky in June 1866 and after several moves had arrived in Mecklenburg County. It was here on March 20, 1871 that the defendant had deserted him. The petitioner had moved to Rutherford County in 1872. A decree of divorce was issued. The children, Edward J. Wheeler, Janetta W. Wheeler and Josephine Wheeler, were placed in custody of the plaintiff.

1347. White, Mrs. Cornelia Died January 1880, unknown.

Rutherford Co. TN US Census Mortality Schedules: Cornelia White, 23, married, died January 1880 of malarial fever.

1348. White, Daniel N. Died August 28, 1868, intestate. [Cont'd from Vol. III]

Note: Son of Richard H. (died 1854 - see Vol. II) & Mildred A. F. [Nelson] White.

June 9, 1875, April 5, 1880, October 8, 1881, County Court: Mrs. M. [Mildred] A. F. White, guardian for John H. White, a minor heir of D. [Daniel] N. White (deceased), made a settlement with the court.

1349. White, Hal (colored) Died September 1849, intestate.

Rutherford Co. TN US Census Mortality Schedules: Hal White (colored), 25, slave, died September 1849 of consumption.

1350. White, Henry, II Died before December 1, 1856, intestate. [Cont'd from Vol. II].

Note: He was son of Henry White, 1st, a Revolutionary War soldier. Widow, Lucy [Searcy] White, had been the widow of Anderson Searcy, Sr.. She married 3rd Henry Bridges. Heirs: Widow; Elizabeth White, wife of Anderson Searcy, Jr.; Levi B. White; children of Robert M. White, deceased.; children of Richard H. Wright, deceased.

November 20, 1866, County Court: Levi B. White vs Richard H. White [Jr.], M. [Mildred] A. F. [Nelson] White, guardian of Patra [Cleopatra] White, Dora White and Luellen White. The deceased's lands could not equitably be divided among the heirs as there was only one set of improvements and the plaintiff prayed for a decree of sale.

November term, 1866, County Court: Levi B. White vs Richard H. White [Jr.] et al. Dower had been set aside for the intestate's widow and she had died so all of the intestate's real estate was subject to sale. L. [Levi] B. White and E. [Elizabeth] A. S. W. [White] Searcy were his children and were entitled to one share. Mary [White] Williamson, wife of Robert Williamson, was the only child of Robert M. White (deceased) who had died in 1866 [see Vol. III], who was one of the sons of Henry White (deceased), one share. D. [Daniel] N. White; Levi B. White, Jr.; Sally O. [White] Skillman, wife of James Skillman; Richard H. White [Jr.], Patra [Cleopatra] White, Dora White and Luellen White, children and heirs of R. [Richard] H. White [Sr.] (deceased), another son of Henry White (deceased), the remaining one share.

March term, 1868, County Court: Levi B. White vs Richard H. White [Jr.] et al. Henry Gregory's note for \$3250 given on December 10, 1866, payable in twelve months was past due, nothing having been paid on it. The court decreed that the land was to be offered for sale for cash and if it failed to sell for an amount to cover the original purchase price plus interest, Henry Gregory and his two securities would be liable for the balance. Henry Gregory had purchased the real estate that belonged to the intestate on December 10, 1866 for \$6800, made a down payment of \$300 and gave two notes for the balance. Apparently Henry Gregory came up with the money to pay the note as on January 4, 1869, the clerk reported that Henry Gregory had paid the final note of \$3262 and money was ready for distribution.

Rutherford Co., TN Marriage records: Henry White married Mrs. Lucy Searcy on December 8, 1832. Henry Bridges married Lucy White on March 18, 1857. Anderson Searcy [Jr.] married Elizabeth White on October 8, 1833. Robert M. White married Ann Gardner Barksdale on March 13, 1838. Richard H. White married Mildred A. F. Nelson on October 23, 1834.

1351. White, Nerva (colored) Died December 1859, unknown.

Rutherford Co. TN US Census Mortality Schedules: Nerva White (colored), 27, slave, died December 1859 of cancer.

1352. White, James C. Date of death unknown, testate.

March 3, 1879, County Court: James C. White had died and his will was probated in Williamson Co., however, the county lines had changed and his estate was in Rutherford Co. The executor in Williamson Co. had died before the estate had been fully settled. W. J. White had been appointed administrator de bonis non with the will annexed and he had given bond for \$4500.

April 12, 1879, County Court: A list of personal property that had been sold at auction was presented in court.

February 3, 1880, County Court: A list of the produce that had been received as rent and had been sold at auction was presented.

March 8, 1881, County Court: W. J. White, administrator of J. C. White (deceased), made a settlement with the court. There was a payment of \$25 for a coffin for Mrs. Martha [Alexander] White.

Tennessee State Marriages, 1780-2002: James C. White married Martha Alexander on July 3, 1820 in Davidson County.

1353. White, John Died before January 2, 1871, unknown.

January 2, 1871, County Court: W. A. Hill had been allowed \$5 for holding an inquest on the body of John White (deceased). Dr. T. K. [Thomas King] Bostick had been allowed \$5 for a post mortem examination of the body of John White (deceased).

1354. White, Lowe (colored) Died before January 6, 1873, unknown.

January 6, 1872, County Court: W. N. Mason had received \$5 for holding an inquest on the body of Lowe White (colored).

January 8, 1872, County Court: The court noted the death of Lowe White (colored) and appointed Gilbert White (colored) as administrator.

1870 Rutherford Co., TN Census, Dist. 2 (Burnett): Lowe White, 55 Mulatto, blacksmith, was living in the household of Abe White, 35, Black.

1355. White, Margaret Ann Died June 9, 1874, intestate.

July 6, 1874, County Court: According to the Poor House Commissioner's Report, Margaret Ann White had died June 9, 1874.

1356. White, Mary [Jarman] Died before February 8, 1867, intestate. [Cont'd from Vol. III].

May 7, 1878, County Court: William White, administrator of Mary [Jarman] White (deceased) and others vs Andrew Cole & others. The commissioner who had sold the land had collected the whole amount of the purchase money from James H. Cole. The funds had been distributed.

1357. White, Nancy Jones Died September 20, 1870, unknown.

January 2, 1871, County Court: The Poor House Commissioner's report noted the death of Nancy Jones White on September 20, 1870.

1358. White, Nancy Reed Died November 4, 1874, intestate.

January 4, 1875, County Court: The Poor House Commission's report noted that Nancy Reed White had died on November 4, 1874.

1359. White, Onid (colored) Died before April 5, 1875, intestate.

April 5, 1875, County Court: B. B. Swain had been allowed \$4 for shrouds for Phrona Johnson (colored) and Onid White (colored).

1360. White, Peter Died before April 2, 1877, intestate.

April 2, 1877, County Court: The court had allowed \$1.65 for a shroud for Peter White (deceased).

1361. White, Richard H., Sr. Died September 21, 1854, intestate. [Cont'd from Vols. II & III].

Note: Son of Henry White, who died 1856 - see Vol. II, III & and above. Widow: Mildred A. F. [Nelson] White

November 21, 1870, Circuit Court Enrolling Docket #5, pg. 2: D. D. More vs Mrs. M. [Mildred] A. F. [Nelson] White, guardian for Dora White and Ella White, minor heirs of the intestate. The plaintiff had sued for \$383.08 for room, board and supplies provided to the minors. The defendant confessed judgment.

1362. White, Sarah (colored) Died March 1860, intestate.

Rutherford Co. TN US Census Mortality Schedules: Sarah White (colored), 19, slave, died March 1860 of consumption.

1363. White, William Died before April 6, 1874, intestate.

April 6, 1874, County Court: W. R. Dyer, Esq. had been allowed \$5 for holding an inquest on the body of William White (deceased).

1364. White, Woods Burnett Died November 26, 1875, intestate.

January 3, 1876, County Court: The Poor House Commissioner's report stated that Woods Burnett White had died on November 26, 1875.

1365. Wilkerson, Cassandra [McGill] vs Isaac M. Wilkerson – Divorce.

November 26, 1873, Circuit Court: The couple had married in Rutherford Co. in 1867. The defendant had been cruel to the complainant and she had withdrawn from him in December 1872. A divorce decree was issued and the plaintiff's maiden name of Cassandra McGill was restored. The complainant had owned a farm that the defendant had rented out for 1873. The defendant was ordered to return several items of personal property belonging to the plaintiff to include a buggy, buggy harness and some wearing apparel.

Rutherford Co., TN Marriage records: Isaac Wilkinson married Cassander McGill on October 10, 1866.

1366. Williams, Amy [Jordan] (colored) vs Louis Williams (colored) – Divorce

July 14, 1870, Circuit Court: The couple had married on August 30, 1865 in Rutherford County. On February 1, 1870, the defendant had begun engaging in acts of adultery with Louisa Jetton and was on the date of the hearing living with her. The defendant had owned a bay horse and a cow and calf that were in possession of the plaintiff's brother. A decree of divorce was issued and title to the livestock was transferred to the plaintiff as alimony. She also received custody of their four infant children.

Rutherford Co., TN Marriage records: Lewis Jordan [??Williams] married Amy Jordan on August 30, 1865.

1367. Williams, Ben (colored) Died June 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: Ben Williams (colored), 60, slave, died June 1849 of diarrhea.

1368. Williams, James M. Died before April 3, 1876, intestate.

April 3, 1876, County Court: The court noted the death of J. [James] M. Williams and appointed S. J. Williams as administrator of the estate. Commissioners had set aside for Mrs. B. A. Williams, widow of the deceased, the following provisions to last one year to wit: 20 barrels of corn, 400 bundles of fodder; 10 bushels of wheat, one-third of the growing crop of wheat and \$1 worth of pepper, ginger and spice.

April 20, 1876, County Court: The administrator had conducted an auction of the personal property of the estate. The widow had purchased several items.

1369. Williams, Mary J. [Comer] vs W. N. Williams – Divorce

Note: Mary Jane [Comer] Williams was the daughter of George (died 1847 - see Vol. I & II) and Cassandra [Hutcherson] Comer.

May 27, 1870, Chancery Court: The couple had married in Rutherford Co. in January 1862. In 1869 the husband had become cruel and had failed to support his wife so she had moved out. The court issued a decree of divorce.

Rutherford Co., TN Marriage records: W. N. Williams married Mary J. Comer on January 21, 1861.

1370. Williamson, Thomas S. Died on or about June 16, 1875, intestate.

August 2, 1875, County Court: The court noted the death of Thomas S. Williamson and appointed John A. Williamson as his administrator. Thomas W. Williamson and Martha Emma Williamson provided security for his \$8,000 bond.

September 6, 1875, County Court and Enrolled Cases #2, pg. 368: Jane M. [Jordan] Williamson, widow, John A. Williamson & others, heirs of Thomas S. Williamson (deceased). Interlocutory decree. Thomas S. Williamson had died on or about June 16, 1875. In addition to a widow, he had left surviving him a son, John A. Williamson, administrator of the estate; Nannie E. [Williamson] North, wife of James A. North; Thomas H. Williamson; Martha E. [Emma] Williamson; and Jane M. Williamson, minor. The intestate had owned a tract of land containing 490 acres. Commissioners had been appointed to set aside the widow's dower to include the mansion house and outbuildings. The remaining land was to be partitioned into five lots. Four of the lots were for the grown children and the fifth lot was for the minor child.

October 4, 1875, County Court: Commissioners had set aside the following provisions for Mrs. Jane [Jordan] Williamson, widow of the deceased, for one year to wit: 60 barrels of corn; 30 bushels of wheat; 75 pounds of coffee; 200 pounds of sugar, 800 pounds of fodder; 3 loads of mullet hay; 5 bushel of peas, 10 bushels of sweet potatoes; all the Irish potatoes belonging to the estate and \$100.

October 4, 1875, March 7, 1877, County Court: Chesley Williams was appointed guardian for Jane M. Williamson, a minor child of Thomas S. Williamson (deceased).

March 9, 1876, County Court: The administrator of the estate presented an inventory and sale list of the estate to the court.

June 5, 1876, County Court: Jane M. [Jordan] Williamson, widow and John A. Williamson & others vs Jane M. Williamson. Commissioners reported they set had apart to Mrs. Jane M. [Jordan] Williamson her dower of 130 acres with the mansion house. The commissioners had also partitioned the remainder of the land into five shares for: John A. Williamson, Thomas H. Williamson, Nancy E. [Williamson] North, wife of James A. North, Martha E. [Emma] Williamson and Jane M. Williamson.

August 7, 1876, County Court: The administrator presented an inventory of the estate to the court a single item, \$521.50 in cash.

March 4, 1878, County Court: J. A. Williamson, administrator of the estate, made an estate settlement with the court.

February 7, 1880, Chancery Court Enrolled Cases #10, pg 434: Leland Jordan, administrator of Minos C. Jordan (deceased) vs Richard W. Williamson; John A. Williamson, administrator of Thomas S. Williamson (deceased); Nannie [Williamson] North and husband, James North; [Martha] Emma [Williamson] Love, wife of James Love; Jane [Williamson] Carson, wife of Cary Carson. The five defendants named Williamson were children of the deceased. And against Christopher Hill individually and as executor of Elvy [Winsett] Hill (deceased); Jesse A. Collier, administrator of W. [William] G. Garratt (deceased); James Hill, administrator of Drury Floyd (deceased); J. A. Marable and Joel Roper of Williamson Co.; P. B. Naley and Reed Chadburn & Co., merchants and partners of Davidson Co.; W. [William] T. Vernon; Martha J. [Williamson] Gault, wife of Joseph Gault of Bedford Co.; John A. Jordan, residence unknown. Minos C. Jordan had died in February 1879 in Franklin Co. On May 10, 1867, R. [Richard] W. Williamson had made and executed to Thomas S. Williamson (deceased) a deed of trust that conveyed certain personal and real property. R. [Richard] W. Williamson had been administrator of William Rainey (deceased) and of H. B. [Henry Bargrove] Vernon (deceased). He owed the following to wit: Drury Floyd (deceased), \$700; Christopher Hill. \$400; Elvy [Winsett] Hill, wife of Christopher Hill (deceased), \$173.00; his daughter, Mrs. Martha J. [Williamson] Gault for whom he had been guardian, \$250; W. [William] G. Garret (deceased), \$100; James Hill, \$200; Joel Roper, \$200; trustee of John A. Jordan, \$115; Chadburn & Co., \$450; and M. [Minos] C. Jordan (deceased), \$1200. If these debts had not been paid by October 1, 1868, Thomas S. Williamson was to be required to sell all the property conveyed in the deed of trust and apply the proceeds to satisfying the debts. The complainant had asserted that the debts to his intestate had never been paid, and prayed that all personality that could be found of the estate of R. [Richard] W. Williamson (deceased) and the real estate be sold for the payment of debts due the estate of the complainant.

April 5, 1880, County Court: John A. Williamson, administrator of Thomas Williamson (deceased), made a final estate settlement.

Rutherford Co., TN Marriage records: Thomas S. Williamson married Margaret W. Ross on December 8, 1841. Thomas S. Williamson married Jane M. Jordan on December 19, 1843. John A. Williamson married Elizabeth Farris on November 27, 1865. James A. North married Nannie E. Williamson on December 3, 1868. Thomas H. Williamson married Susan C. Beasley on

November 7, 1876. J. T. Love married Emma Williamson on October 19, 1876. Cary L. Carson married Jennie Williamson on October 26, 1876.

1860 Rutherford Co., TN Census, Dist. 10 (Versailles): T. S. Williamson, 50; J. M. Williamson, 35; J. A. Williamson (m), 15; N. E. Williamson (f), 12; Thomas Williamson, 9; E. Williamson (f), 7; J. Williamson (f), 3.

1870 Rutherford Co., TN Census, Dist. 8 (Murphy): Thomas Williamson, 60; Jane Williamson, 45; Thomas Williamson, 19; Ema Williamson, 17; Jane Williamson, 13.

Jackson Cemetery, on Swamp Rd.: Thomas S. Williamson, 1 Nov 1809 - 16 June 1875, & wife, Jane M. Williamson, 27 Apr 1825 - 10 May 1903. Nannie E. Williamson North [Wilson, wife of J. A. North & M. L. Wilson, 24 May 1848 - 10 Dec 1905.

Ross Cemetery, Stewarts Creek Rd.: Margaret Williamson, 31 Mar 1820 - 26 Jan 1843.

1371. Wilson, Eliza P. [Black] Died January 17, 1864, testate. [Copy of will not found].

November 23, 1870, Circuit Court: W. [William] L. Wilson and T. [Thomas] B. Wilson, executors of Eliza P. [Black] Wilson (deceased) vs Robert P. Crockett & Thomas W. Watkins. The defendants gave their attorney the power to go into court and confess judgment for \$2802.08 in favor of the plaintiffs.

Rutherford Co., TN Marriage records: John R. Wilson married Eliza P. Black on October 20, 1825.

1850 Davidson Co., TN Census, Dist. 5: John R. Wilson, 50; Eliza P. Wilson, 43; William L. Wilson, 16; Thomas B. Wilson, 12; Fanny A. Wilson, 9; Lucy E. Wilson, 6; Elizabeth Ballentyne, 28.

1860 U. S. Census, Davidson Co., TN, Dist 5: Eliza P. Wilson 54; Thomas B. Wilson, 21; Fannie A. Wilson, 17; Lucy E. Wilson, 15; E. D. Crossman (m), 40 brewer; Frances Crossman, 36.

Black Family Cemetery, US 231N near Walter Hill: John R. Wilson, M.D. (tall shaft), 4 Apr 1799 - 8 Aug 1854, & wife, Eliza P. Black, 1 Oct 1806 - 17 Jan 1864, daughter of Samuel & Fanny Black.

1372. Wilson, Harriet (colored) Died February 23, 1874, intestate.

April 6, 1874, County Court: The Poor House Commission reported that Harriet Wilson (colored) had died February 23, 1874.

1373. Wilson, Isaac B. Died before June 7, 1870, intestate, probably in Williamson Co.

June 7, 1870, May 21, 1872, County Court: J. F. Jenkins was appointed guardian for Anna May Jenkins his own child and a minor heir at law of I. [Isaac] B. Wilson (deceased). Hiram Jenkins provided part of the security.

Tennessee State Marriages, 1780-2002: J. F. Jenkins married Sophia J. Wilson on July 24, 1864 in Williamson Co.

1860 U. S. Census, Williamson Co., TN, Dist. 1: Isaac B. Wilson, 45; Mary A. Wilson, 41; Thomas Wilson, 24; Susan C. Wilson, 22; Sophia J. Wilson, 17; Eadey Wilson, 6 months.

1374. Wilson, John (colored) Died March 17, 1872, intestate.

July 1, 1872, County Court: The Poor House Commissioners reported that John Wilson (colored) had died on March 17, 1872.

1375. Wilson, Mrs. Rachel Died before September 1, 1879, intestate.

September 1, 1879, September 18, 1879, County Court: The court noted that Rachel Wilson had died and appointed William Wilson as administrator of her estate and presented an inventory of the personal estate of the deceased.

Tennessee State Marriages, 1780-2002: James Wilson married America Rich on September 9, 1865 in Wilson County.

1850 Rutherford Co., TN Census, McCrackins Dist.: Racheal Wilson, 44 NC; William R. Wilson, 15; John Wilson, 11; Mary J. Wilson, 9; James R. P. Wilson, 7; Almira M. Wilson, 2.

1870 Rutherford Co., TN Census, Dist. 19 (McCrackins): Rachel Wilson, 64 NC; James Wilson, 22; America Wilson, 18

1376. Wilson, Sallie [Rouse] (colored) Died about August 1873, intestate.

Note: All people of color in this case seem to have been free persons of color before the emancipation.

February 2, 1874, County Court: The court noted the death of Sallie Wilson (colored) and appointed Matthew Jenkins as administrator of the estate.

July 1, 1878, Chancery Court: Matthew Jenkins and wife, Martha [Wilson] Jenkins; Grant Neil and wife, Louisa [Wilson - Rouse] Neil, all of Rutherford Co.; Emanuel Thompson & wife, Minerva [Wilson] Thompson of Bedford Co. *vs* Wright Bracey; David Jenkins and the minor heirs of Malinda [Wilson] Bracey (deceased) to wit: Susan Bracey; John Bracey; Charles Bracey; and James Bracey, all of Rutherford Co. Sallie Wilson (colored) had died about the month of August 1873 and had left surviving her as her only heirs at law her four daughters to wit: Martha [Wilson] Jenkins (colored), Louisa [Wilson- Rouse] Neil (colored), Minerva [Wilson] Thompson (colored) and Malinda [Wilson] Bracey (colored) who had died in 1876 leaving her husband, Wright Bracey, and four children listed above. At her death, Sallie Wilson (colored - deceased) and Wright Bracey (colored) had been joint owners of a tract of land containing 100 acres. The deed stated that Young Davis had willed to his daughter, Sarah F. [Davis] Gannaway, later Sarah F. Young, the tract of land but on February 12, 1867 before his death, he had conveyed the same tract by title bond to Wright Bracey (colored) and Sallie Wilson (colored) and had given his daughter in lieu of the land, two notes from Wilson and Bracey each for \$500 that were paid. On January 10, 1874, Wright Bracey (colored) had conveyed the tract of land to David Jenkins in trust to secure payment of a note executed by him to David Jenkins for \$336.45. The trust deed was to be void if the note was paid on or before January 10, 1875. The complainants didn't know if the note had been paid but the real purpose of the complaint was to have the court determine that Wright Bracey (colored) could only mortgage one-half of the property. David Jenkins had had possession of the property for two years and the complainants wanted him to pay rents on the half of the property that had belonged to the deceased. Since the land could not be partitioned, the complainants petitioned to have the land sold and proceeds divided among the complainants and defendants.

May 25, 1878, Chancery Court: Matthew Jenkins (colored) & wife, Martha [Wilson] (colored) *vs* David Jenkins (colored). Matthew Jenkins and David Jenkins were brothers and were free persons of color before the emancipation. David was a railroad man and remained single until about January 1877. He boarded with Matthew Jenkins and wife and owed them a considerable sum for room, board, washing and mending and the complainants sought to apply this amount to a mortgage they owed to the defendant.

July 7, 1880, County Court: An estate settlement for Sallie Wilson (deceased – colored) was presented in court.

Rutherford Co., TN Marriage records: William Wilson (free colored) married Sally Rouse (free colored) on January 14, 1844. Isaac Rouse (free colored) married Louisa Wilson (free colored) on January 2, 1851. Grant Neal married Louisa Rouse on January 5, 1869. Rite Bracy (colored) married Melinda Wilson (colored) on March 17, 1865.

Tennessee Marriages 1780-2002: Manuel Thompson (col) married Manerva Rouse (col) on October 20, 1877 in Bedford Co.

Rutherford Co., TN Marriage records & Circuit records: Richard Rouse (free colored) married Manerva Wilson (free colored) on February 20, 1851. Divorced on November 17, 1865. Husband abandoned her and their child, Henry T. Rouse.

1850 Rutherford Co., TN Census, Fosterville Dist.: William Wilson, 50 SC; Sally Wilson, 40 SC; Robert Wilson, 22; Manirva Wilson, 20; Louisa Wilson, 18; Martha Wilson, 14; Adaline Wilson, 10; Linda Wilson, 5.

1860 Rutherford Co., TN Census, Dist. 20 (Fosterville): **[3 families in a row, separate houses, all Black] #1466:** Robert Wilson, 35; W. Wilson (m), 65 SC; S. Wilson (f), 48 SC; M. Wilson (f), 30; Melinda Wilson, 15; Robert Wilson, 6. **#1467:** I. Rouse (m), 30; L. Rouse (f), 24; S. Rouse (f), 7; E. Rouse (m), 5; John Rouse, 3; H. Rouse (m), 4; B. Rouse (m), 3 months. **#1468:** M. Jinkins (m), 21; M. Jinkins (f), 21; F. Jinkins (f), 2 months; F. Jinkins (f), 15.

1870 Rutherford Co., TN Census, Dist. 14 (Middleton): [all Black] Wright Bracy, 36 VA; Malinda Bracy, 24; William Wilson, 78 SC; Sallie Wilson, 60 SC; Jamey Bracy (f), 9; Susan Bracy, 2; Sarah Bracy, 1.

1377. Wilson, M[ildred] “Milly” [Deason] Died May 1860, unknown.

Rutherford Co. TN US Census Mortality Schedules: M. Wilson (female), 32, married, died May 1860, of consumption.

Rutherford Co., TN Marriage records: John B. Wilson married Milly Deason on September 20, 1848.

1850 Rutherford Co., TN Census, Murphy Dist.: John B. Wilson, 28 NC; Milly Wilson, 21; Thomas H. Wilson, 8; Phebe A. Wilson, 7; Nancy J. Wilson, 6; Mary M. Wilson, 2 months; Nancy Wilson, 16.

1378 Windrow, Travis Died January 1874, testate.

Will dated December 2, 1873. Will probated February 2, 1874. The testator requested to be buried at the family graveyard where his father, mother and children were buried. First: The testator requested that his funeral expenses and debts be paid as quickly as possible. Second: The testator desired that his entire estate remain together with his wife and children. He felt that his wife with the assistance of friends would be able to manage the estate. He appointed A. [Azariah] R. Dyer as one of his executors to help his wife manage the money. The executors were given permission to rent out any land the children did not want to cultivate and to sell any stock that were not needed for the farm. When his oldest son, William, turned 21, the testator wanted a division of the money belonging to the estate and William was to have one-fifth. When the next child turned 21, a similar division was to be made. The widow was to share equally with the four children. The testator had \$2000 worth of stock in the First National Bank of Murfreesboro and he wanted it to remain there drawing dividends that were to be used for the benefit of the family or loaned out at interest. The testator wanted his real estate to remain together until his youngest child turned 21 then there was to be an equal division among his wife and children. The widow's share was for her during her lifetime and at her death was to be divided equally among the children or heirs thereof. If N. A. Branon made and complied with an arrangement regarding a deed of trust and N. A. Branon and his wife had it recorded, then he and his wife could have the contract agreed to in the deed of trust between the testator and him. The testator appointed his wife, Catharine E. [Pate] Windrow, and son, William H. Windrow, as executrix and executor along with A. [Azariah] R. Dyer.

February 2, 1874, County Court: The will of Travis Windrow (deceased) was presented for probate, was proven and recorded. Mrs. Catharine E. [Pate] Windrow and A. R. Dyer had qualified as executrix and executor with a \$2500 bond without security.

March 31, 1874, County Court: An inventory of the estate was presented to the court and accepted. The inventory had consisted of numerous notes and accounts due, farming utensils and household items.

October 5, 1875, April 26, 1876, Chancery Court: J. K. P. Murphy vs A. [Azariah] R. Dyer and wife, Catherine [Pate-Windrow]; and W. [William] H. Windrow as executor and executrix of Travis Windrow (deceased) and also in their proper persons; and John C. Windrow and James T. Windrow and R. [Richard] J. Windrow. The three latter and W. [William] H. Windrow were minor heirs of Travis Windrow (deceased). A. [Azariah] R. Dyer had married Catherine [Pate] Windrow. W. [William] H. Windrow did not qualify as executor because he was a minor. The complainant stated that in January 1870, he had become financially embarrassed and the testator had been a person of large financial means who loaned money and discounted notes. The complainant had applied to borrow \$400 and had offered a mortgage on his tract of land as security. The testator had agreed and the next day had paid him the \$400 and the complainant had agreed to pay 15% interest for the use of the money. The testator had said that he would go to the residence of James Jackson and prepare the mortgage but he had prepared a deed absolute instead. The complainant had objected initially. He related that the testator had told him that he would not be able to collect 15% interest if the paper writing had been drawn up as a mortgage or deed of trust and had assured him that upon complainant's payment of the loan plus interest, he would cancel the deed. The complainant had signed and acknowledged the deed to his home and tract of land for \$400 borrowed money. The complainant had paid \$62.25 on January 30, 1871. On September 28, 1871, the testator had applied to the complainant for two notes charging him 25% interest for the loaned money and had demanded a note for \$100 due and payable on November 1, 1871, with the statement in said note that the consideration was for the rent of said tract of land, and also one other note for \$39.75 due one day after with interest from December 25, 1870 as balance of the rent for that year. The complainant had felt threatened and had given the notes. A short time after the November notes fell due, the complainant had paid a total of \$143.27. The complainant had claimed he had paid the testator \$203.50 interest for the use of \$400 for two years, more than 25% when the legal rate had been only 6% on the date of the conveyance. The complainant had claimed that \$155 was usury and had prayed that the title to the house and land be divested out of the defendant's names and vested in the complainant. The Chancery Court after investigation had determined that the complainant still owed the testator's estate \$75 to be paid one-half on January 1, 1877 and the remaining one-half on January 1, 1878. In April 1878, the court noted that the debt had not been paid and directed the Clerk & Master to sell sufficient land to pay the debt.

March 7, 1877, County Court: W. [William] H. Windrow, one of the executors nominated in the will of Travis Windrow (deceased), had become of age and had executed a bond for \$25,000 without security as per will. This qualified him as an executor.

April 17, 1878, Chancery Court: W. [William] H. Windrow and A. [Azariah] R. Dyer and wife, executor and executrix of Travis Windrow (deceased) vs John Roland & others. Mrs. Catherine E. [Pate] Windrow had married A. R. Dyer. The testator had left four children, three minors, John C. Windrow, James T. Windrow and R. [Richard] J. Windrow and W. [William] H. Windrow who was of age. The defendant had given the testator a mortgage on 35 acres of land to secure a debt of \$280.33. The note had been partially unpaid. The testator had not foreclosed on the land prior to his death and the complainants were praying for an order to

foreclose on the mortgage and to sell the land. The defendant was given until the July session of the court to pay the remaining amount of the mortgage plus interest.

April 25, 1879, Chancery Court: A. R. Dyer & C. E. Dyer, executor and executrix of the deceased vs Robert Baird and wife, Mary Jane. The deceased had nominated a son, W. H. Windrow, as one of his executors but he was a minor at the time his father died. He had become of age and in the March 1877 term of the County Court, he had qualified as an executor.

January 7, 1880, County Court: W. H. Windrow and Mrs. C. Dyer, executors of Travis Windrow (deceased), made an estate settlement with the court. There was a balance of \$4874.08 due the estate from the executors.

Rutherford Co., TN Marriage records: Travis Windrow married Catherine E. Pate on January 5, 1855. A. R. Dyer married Mrs. C. E. Windrow [widow of Travis Windrow (deceased)] on March 12, 1875.

1850 Rutherford Co., TN Census, Murphy Dist.: Travis Windrow, 40 merchant; William Johnson, 20 clerk.

1870 Rutherford Co., TN Census, Dist. 12 (May): Travis Windrow, 60; Catherine Windrow, 36; William H. Windrow, 14; James Windrow, 8; Richard Windrow, 3.

1379. Wingo, William J. Died in Arkansas before January 6, 1875, testate. [Copy of will not found]

January 6, 1875, County Court: The will of William J. Wingo (deceased) of Phillips Co., State of Arkansas. Fletcher R. Burrus had been appointed administrator with the will annexed.

1380. Winn, Ebenezer P. Died before February 8, 1870, intestate.

Note: Volucia J. Winn and Charlotte G. Winn were the children of Lucy [Bellenfant] Winn (deceased), wife of Ebenezer P. Winn, and daughter of John (died April 2, 1867 - see Vol. III) & Jane M. [Scales] Bellenfant.

February 8, 1870, County Court: Absolum S. Bellenfant, guardian for Volucia Winn and Charlotte Winn, minor children of E P. Winn (deceased) and minor heirs of John Bellenfant (deceased), made a settlement with the court.

April 5, 1870, October 28, 1871, June 3, 1872, County Court: Joseph W. Bellenfant was appointed guardian for Volucia J. Winn and Charlotte G. Winn, minor children of Ebenezer Winn (deceased) and heirs at law of John Bellenfant (deceased).

Rutherford Co., TN Marriage records: E. P. Winn married Lucy Bellenphant on July 10, 1854.

1381. Winsett, Celia F. Died between February 10 and August 5, 1873, testate.

Will dated February 10, 1873. Will probated August 5, 1873. After debts and funeral expenses had been paid, the remainder of her estate was to go to her sister, Mary A. [Winsett] Heath, who was also designated as the executrix.

February 4, 1874, County Court: The inventory of the property of Celia F. Winsett (deceased) was proved and recorded.

Rutherford Co., TN Marriage records: Thomas J. Heath married Mary A. Winsett on September 11, 1849. **Note:** Thomas James Heath died during the Civil War leaving his widow, Mary A. [Winsett] Heath and family. See Vol. III.

1870 Rutherford Co., TN Census: Celia F. Winsett, 24, was boarding with her sister, Mary A. Heath, and her family.

1382. Winsett, Jack (colored) Died between November 9 and December 2, 1878, testate.

Will dated November 9, 1878. Will had been presented for probate December 2, 1878. The testator wanted Nora Pinkstard to have all of his land except one piece that he wanted sold. The testator willed \$20 to Lucy Parthenia Smith, the crippled daughter of John Smith.

December 2, 1878, County Court: The will of Jack Winsett (colored - deceased) was presented for probate, was proven and recorded.

March 8, 1881, County Court: A sale list of the estate of Jack Winsett (colored - deceased) was presented in court. Thomas Winsett had purchased items at the auction.

October 8, 1881, County Court: The final settlement of the estate of Jack Winsett (colored - deceased) was presented in court.

1870 Rutherford Co., TN Census, Dist. 12 (May): Jack Winsett, 75 Black; China Winsett, 70 Black.

1383. Winsett, Silas Died August 16, 1867, testate. [Cont'd from Vol. III].

Note: Silas Cannon Winsett (deceased, probably ca 1865), may have been the son of Silas & Sally [Freeman] Winsett. He married Martha S. Winn on December 23, 1856. Martha S. [Winn - Winsett] married 2nd John A. Jordan on January 8, 1866.

November 3, 1873, November 1, 1875, December 6, 1875, County Court: J. [Jonas] J. Winsett was appointed guardian of Silas F. Winsett, Mary L. [Louisa] Winsett, John E. Winsett and Charles C. Winsett, minor children of Silas C. Winsett (deceased) and heirs at law of Mary W. Freeman (deceased)

February 4, 1878, February 5, 1879, April 5, 1880, April 8, 1881, County Court: John A. Jordan was appointed guardian for Silas F. Winsett, Louisa Winsett, John E. Winsett and Charles Winsett, minor children of [Silas] Cannon Winsett (deceased) and heirs at law of Silas Winsett (deceased) and heirs at law of Mary W. Freeman (deceased), made a settlement with the court.

1880 Rutherford Co., TN Census, Dist. 12 (May): John A. Jordan, 35; Martha Jordan, 42; Mary L. Winsett, 20 daughter; John E. Winsett, 19 son; Charles C. Winsett, 17 son; and 6 Jordan children.

1384. Winsett, Temperance [Heath] Died between September 15 and November 1, 1875, testate.

Note: Widow of John T. Winsett, who died 1866 - see Vol. III. Daughter of Richard [died 1850 - see Vol. II] & Rebecca Heath

Will dated September 15, 1875. Will probated November 1, 1875. First: The testatrix willed that her funeral expenses and other debts be paid as soon as possible. Second: The testatrix bequeathed to her sister, Rebecca [Heath] Patterson, all of the real estate she had owned at her death that being 49 acres she had received from her husband, J. [John] T. Winsett. Third: The testatrix bequeathed to her sister, Rebecca [Heath] Patterson, all of her household and kitchen furniture, saddle and bridle. Lastly: The testatrix nominated Kinion Carlton as her executor.

November 1, 1875, County Court: The will of Temperance Winsett (deceased) was proven and recorded.

Rutherford Co., TN Marriage records: J. T. Winsett married Tempy Heath on November 25, 1846. King W. Patterson married Rebecca Heath on May 23, 1832.

1385. Winston, Isaac (colored) Died October 1859, unknown.

Rutherford Co. TN US Census Mortality Schedules: Isaac Winston (colored), 35, miller, slave, died October 1859 of a rupture.

1386. Winston, Julius (colored) Died December 1859, unknown.

Rutherford Co. TN US Census Mortality Schedules: Julius Winston (colored), 28, slave, died December 1859 of cancer.

1387. Winston, Samuel Died May 27, 1868, testate. [Cont'd from Vol. III].

Note: Widow, Isabella [Rucker] Winston. She later married John Burnett on December 27, 1870 and then divorced him in 1876 (see above under Burnett vs Burnett).

March term, 1868, Circuit Court Enrolling Docket #4, pg. 249: Isabella [Rucker] Winston, executrix of Samuel Winston (deceased) vs Levi Wade. The plaintiff had won an award of \$582.00 plus \$139.28 interest from the defendant for an unpaid note.

October 6, 1875, Chancery Court Enrolled Cases #6, pg. 157: Ada Winston, Horace Winston, Mina [Minnie] Winston, and Eva Winston, minors by next friend, John Winston; Samuel Winston vs John Burnett; John W. Walker; J. [James] M. Yearwood; J. L. Yearwood; and J. [John] G. Yearwood. The complainants were the owners of five-sixths of a 350-acre tract held in common by them and John Winston. In 1874/1875, the Yearwoods had rented the land and had given a note for \$211 that was due November 15, 1875. This note was payable to John Burnett as guardian of the minor complainants and to Sam Winston. John Burnett had never been the complainant's guardian but he had taken the note and had transferred it to John W. Walker to indemnify him as security of the Burnetts' son, John. The Yearwoods had known that John Burnett was not the complainant's guardian. The Yearwoods had already begun removing the crops to defeat the complainants in the collection of their rents. The

complainants prayed for a writ of attachment for the corn and cotton growing or standing on the land so that the debt could be paid from the proceeds.

December 6, 1875, February 8, 1877, County Court: Isabel E. [Rucker - Winston] Burnett was appointed guardian for Ada B. Winston, Horace P. Winston, Mina L. Winston and Eva L. Winston, minor children of Samuel Winston (deceased).

April 18, 1876, Chancery Court: John Burnett & wife vs Samuel Winston & others. 50 acres of land that had been sold on October 17, 1874 had been paid for. The purchaser, L. V. Carney, had directed that title was to be made to M. [Minos] L. Fletcher. A decree of title was issued.

July 28, 1876, County Court: Julia Burlasum, John P. Rice and H. C. Wright had sold their one-sixth interest in a 350-acre tract of land, and a house and lot in Murfreesboro that had been formerly occupied by John Burnett and family and was currently occupied by Mrs. Isabella [Rucker] Winston, former wife of John Burnett, to James H. Clayton. The undivided one-sixth interest had been the undivided interest of Samuel C. Winston in the estate of his deceased father, Samuel Winston.

October 24, 1882, County Court: Horace Winston vs Isabella [Rucker] Winston, executrix of Samuel Winston (deceased), John Winston, Ada Winston, Mina Winston and Eva Winston of Rutherford Co., and Samuel Winston, residence unknown. Petitioners and defendants were lawful heirs of the deceased. He had died owning about 300 acres of land. The petitioner had prayed for a partition of the land.

September 10, 1883, County Court: The court reported that one-sixth of the land equal to 27½ acres had been set apart for Horace Winston.

Rutherford Co., TN Marriage records: Samuel Winston married Izabella E. Rucker on October 19, 1845. John Burnett married Mrs. Isabell C. Winston on December 21, 1870. [**Note:** Divorced in 1876].

1388. Witherspoon, David C. Died October 16, 1862, intestate. [Cont'd from Vol. III].

Note: He was the son of Winfrey (died 1852 - see Vol. II) & Mary [Orr] Witherspoon. Widow: Nancy A. Neeley, had been the widow of John C. McElroy (died 1853 - see Vol. II).

December 6, 1875, December 10, 1876, August 7, 1878, January 10, 1880, November 12, 1881, County Court: Mrs. N. [Nancy] A. [Neeley - McElroy] Witherspoon, guardian for L. [Lilly] V. Witherspoon and John W. Witherspoon, minor heirs of D. [David] C. Witherspoon (deceased), made a settlement with the court.

1389. Womack, Mary Jane [Scales] Died on December 24, 1872, testate.

Note: Wife of John Knox Womack and daughter of Noah (died 1859 in Williamson Co. - see Vol. III) & Mary B. [Sayers] Scales. Her sister, Charlotte G. Scales was the 2nd wife of John Knox Womack.

Will dated December 11, 1872. Will presented January 6, 1873. Will probated April 7, 1873. First: The testatrix directed that her funeral expenses and all debts be paid promptly. Second: The testatrix willed to her husband, John K. Womack, during his lifetime a tract of land that she received from her father's estate containing about 125 acres and a 9 acres tract of cedar land. At her husband's death, the land was to be equally divided among her siblings, Nancy D. [Scales] Crockett, Charlotte G. Scales and brother, A. [Absalom] Scales. Third: The testatrix willed her sister, Nancy D. [Scales] Crockett the sum of \$500 of her interest in the dower of her mother to be paid as soon as it is realized. The testatrix willed her nephew, Ernest Crockett, \$100 for a gold watch and chain when he reached the age of twenty-one. The testatrix willed the sum of \$15 yearly for ministerial service to be paid to Chesley Williams during his lifetime and after his death to be paid to the Deacon of Huspeth Church and the same was to be kept up and paid as long as her property was in the hands of her siblings. Fourth: The testatrix willed and bequeathed to her husband, John K. Womack, all the balance of my interest in the undivided dower tract of land after paying my debts and expenses and the legacies to Nancy D. [Scales] Crockett and Ernest Crockett to do with as he thought proper. Lastly: The testatrix nominated and appointed Chesley Williams as her executor.

January 6, 1873, County Court: The will of Mary Jane [Scales] Womack was presented for probate. There was only one subscribing witness to prove the will so it was filed awaiting the appearance of the other subscribing witness.

March 3, 1873, County Court: The will was proven when the second subscribing witness appeared in court. The will was recorded.

May 5, 1873, County Court: Chesley Williams, executor of the testatrix's estate, submitted an inventory of the estate. Included was \$500 that had been received from Absalom Scales for part interest in the dower of Mary B. [Sayers] Scales (deceased).

July 7, 1875, County Court: Chesley Williams, executor of the deceased, made a final estate settlement with the court. The estate had received \$1500 from Ab. Scales.

Murfreesboro News, January 3, 1873: Mrs. Sarah [Mary] Jane [Scales] Womack, wife of Rev. John K. Womack, died after a protracted and severe illness, at their home near Eagleville, on December 24, 1872. She had been married to Mr. Womack but nine short months. Her many virtues long linger in the minds of bereaved relatives and friends. She was an exemplary member of the Eagleville church, of which her husband was pastor.

Rutherford Co., TN Marriage records: John Womack married Mary Jane Scales on March 31, 1872. John K. Womack married Charlotte G. Scales on April 4, 1873.

Absalom Scales Cemetery, Rocky Glade Rd.: John Knox Womack, 14 Apr 1844 - 4 Apr 1892, & 1st wife, Mary J. Womack, 26 June 1841 - 24 Dec 1872; & 2nd wife, Charlotte Scales Womack, 6 Feb 1851 - 11 July 1928.

1390. Wood, Mrs. Catherine Died before June 5, 1871, intestate.

June 5, 1871, County Court: The court noted that Catherine Wood had died and Thomas H. Wood was appointed administrator.

1391. Wood, Eliza [Vaughan] Died before December 5, 1870, intestate.

Note: Widow of William W. Wood (died 1853 - see Vol. II) and daughter of Henry Anderson Vaughan (died 1853 - see Vol. II).

December 5, 1870, County Court: The court noted the death of Eliza [Vaughan] Wood and appointed A. [Alfred] J. Layne as administrator. J. [James] R. Wood and W. [William] C. Wood provided part of the security.

January 2, 1871, County Court: A. [Alfred] J. Layne, administrator of Eliza [Vaughan] Wood (deceased), submitted an inventory of the property and a sale list of the property of the intestate.

November 9, 1871, County Court: A. [Alfred] J. Layne, administrator of the intestate, submitted an inventory of the real estate that showed she had owned 27 acres of land.

December 5, 1871, County Court: A. [Alfred] J. Layne, administrator of Eliza [Vaughan] Wood (deceased) vs James R. Wood, William C. Wood, W. F. Maxwell and wife, Caroline [Wood], Bettie [Wood] Murphy and Sarah Wood, distributees of the deceased. The administrator had informed the court that the personal estate had been insufficient to pay the debts. The court had directed the sale of the real estate in order to pay the remaining debts.

February 6, 1872, County Court: A. [Alfred] J. Layne, administrator of Eliza [Vaughan] Wood (deceased) vs James R. Wood, W. [William] C. Wood, W. F. Maxwell and wife, Caroline [Wood], Bettie [Wood] Murphy and Sarah Wood. The court clerk reported a tract of land containing 27 acres had been sold on January 15, 1872 for \$364.15.

July 8, 1873, County Court: A settlement and pro rata distribution had been made with A. [Alfred] J. Layne, administrator of Eliza [Vaughan] Wood (deceased) and had been presented to the court and had been recorded.

August 4, 1873, County Court: A. [Alfred] J. Layne, administrator of Eliza [Vaughan] Wood (deceased) vs J. [James] R. Wood & others. The final payment on the 27 acres of land that had been sold at auction 18 months previously had been made and \$278.32 was available for distribution.

Rutherford Co., TN Marriage records: William Wood married Eliza Vaughan on January 4, 1827. W. C. Woods married Amanda M. Howell on January 12, 1868. W. F. Maxwell married Susan C. Wood on December 6, 1859. James D. Murphey married Mary E. Wood on August 9, 1855.

1850 Rutherford Co., TN Census: William Wood, 44 VA; Eliza Wood, 42 VA; Caroline Wood, 17; William Wood Jr., 14; Elizabeth, Wood, 11; Sarah Wood, 5, Alvan Evans, 18.

1392. Wood, Elizabeth Died April 1850, unknown.

Note: This is probably Elizabeth "Betsy" Wright Brashear Wood, the daughter of Isaac & Rebecca [Thompson] Wright. She first married Jesse Brashear, who died 1822 (see Vol. I). She next married John Wood. (See Vol. II & III).

Rutherford Co. TN US Census Mortality Schedules: Elizabeth Wood, 58, married, born in VA, died April 1850, of dropsy.

1393. Wood or Woods, Thomas Died before September 1, 1873, intestate.

Note: Mary Ann [Overall] Woods (died 1866 - see Vol. III) was wife of Thomas Wood[s] and the daughter of Robert (died 1862- see Vol. III) & Mary [Espey] Overall.

September 1, 1873, County Court: The court noted the death of Thomas Wood and appointed John A. Wood as his administrator.

January 17, 1874, County Court: John A. Wood, administrator, submitted a list of articles that had been sold at auction.

May 6, 1878, County Court: John A. Wood, administrator, made a final estate settlement with the court.

Rutherford Co., TN Marriage records: Thomas Wood married Mary Ann Overall on February 21, 1844.

1850 Rutherford Co., TN Census, Trimble Dist.: Thomas Woods, 33 VA; Mary A. Woods, 23; Louisa J. Woods, 5; John A. Woods, 4; Mary E. Woods, 3; Judith R. Woods, 9 months.

1394. Woods, Frances Died March 1850, unknown.

Rutherford Co. TN US Census Mortality Schedules: Frances Woods, 90, born in VA, died March 1850 of palsy.

1395. Woods, Jo. (colored) Died before July 7, 1873, intestate

July 7, 1873, County Court: W. H. Brumbach was allowed \$5 for holding an inquest on the body of Jo. Woods (deceased - colored).

August 4, 1873, County Court: Ed Lyon (colored) had been paid \$5 for hauling Jo. Woods (colored) to the graveyard for burial. Jo. Woods was the Negro hung by unknown parties near the Salena Bridge.

1396. Woods, John Died before July 7, 1875, intestate.

July 7, 1875, County Court: The court had allowed M. S. Lynch \$5 for holding an inquest over the body of John Woods (deceased).

1397. Woods, William Died September 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: William Woods, 70, born in VA, died September 1849 of flux.

1398. Woods, Alfred (colored) Died July 1859, unknown.

Rutherford Co. TN US Census Mortality Schedules: Alfred Woods (colored), 40, slave, died July 1859 of brain fever.

1399. Woodson, Jesse Died before October 4, 1875, intestate.

October 4, 1875, County Court: W. H. Blanch had been allowed \$8 for holding an inquest over the body of Jesse Woodson (deceased) and digging a grave.

Rutherford Co., TN Marriage records: Jesse Woodson (colored) married Elizabeth Hendrix (colored) on November 18, 1874.

1870 Rutherford Co., TN Census, Dist. 12 (May): (all Black) Jessie Woodson, 23; Patsey Woodson, 22; Emma Woodson, 5; Lee Woodson, 3; Margrett Lytle, 25; William Lytle, 3.

1400. Worke, Francis (colored) Died before December 5, 1870, intestate.

December 5, 1870, County Court: The court noted the death of the intestate and appointed Henderson Anderson as administrator.

1401. Worthington, Hannah (colored) Died before April 6, 1874, intestate.

April 6, 1874, County Court: The coroner had been allowed \$5 for holding an inquest on the body of Hannah Worthington (colored – deceased).

1870 U. S. Census, Bledsoe Co., Dist. 5: [all Black] G. W. Worthington, 49 KY; Hannah Worthington, 50; Lafayette Worthington, 21; Fred Worthington, 18; Mary Worthington, 20.

1402. Wrather, Elizabeth Died July 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: Elizabeth Wrather, 23, died July 1849 of Typhoid Fever.

1403. Wrather, Enoch B. Died August 10, 1870, intestate.

Note: Son of Baker (died 1856 - see Vol. II) & Rody [Rowden] Wrather, and brother of Wesley S. Wrather.

November 7, 1870, County Court: The court noted the death of E. [Enoch] B. Wrather and appointed W. [Wesley] S. Wrather as administrator. Commissioners had been appointed to set aside provisions for one year for Mrs. Ellen V. [Robinson] Wrather.

November 24, 1870, County Court: W. [Wesley] S. Wrather, administrator of the estate, auctioned the personal property.

June 4, 1874, Chancery Court: Nimrod W. Thompson & others vs E. [Enoch] B. Wrather et al. The court noted that E. [Enoch] B. Wrather had died and a scire facia issued to widow and children to wit: Ellen V. [Robinson] Wrather, widow; Andrew J. Wrather; Horace J. Wrather, Della R. Wrather, Richard B. Wrather, Anna J. Wrather, Emma L. Wrather, Franklin J. Wrather and George W. Wrather, minor children, to appear in court but they had not. A guardian ad litem had been appointed to defend all the children.

August 4, 1875, March 9, 1876, County Court: W. [Wesley] S. Wrather, administrator of E. [Enoch] B. Wrather (deceased), made an estate settlement with the court.

May 18, 1876, Chancery Court: The Clerk & Master had sold 150 acres on September 6, 1875 subject to the widow's dower for \$129.50. A. [Andrew] J. Wrather had purchased the land and had paid cash. A decree of title had been issued.

Rutherford Co., TN Marriage records: Enoch B. Wrather married Ellen V. Robinson On February 11, 1855. A. J. Wrather married Harriet W. Ward on December 22, 1878.

1850 Rutherford Co., TN Census, Fall Creek Dist.: Baker Wrather, VA; Lavinia Wrather, 42 LA; Enoch B. Wrather, 24; Maria L. Wrather, 2; Susan Wood, 41.

1870 Rutherford Co., TN Census, Dist. 5 (Fall Creek): E. B. Rather, 49; Ellen Rather, 37; Andrew Rather, 15; Harris Rather, 13; Nancy Rather, 11; Richard Rather, 10; Frusanna Rather, 9; Emma Rather, 7; James F. Rather, 6; Marion Rather, 5.

1880 Rutherford Co., TN Census, Dist. 5 (Fall Creek): Ellen Wrather, 47; Horace Wrather, 20 son; John Wrather, 22 son; Harriet Wrather, 22 daughter-in-law; Rich Wrather, 19 son; Anna Wrather, 16 daughter; Emma Wrather, 14 daughter; Frank Wrather, 12 son; George Wrather, 10 son

Wrather Cemetery, old Lebanon-Murfreesboro Rd.: E. B. Wrather, 28 Jan 1824 - 10 Aug 1870, & wife, Ellen V. Wrather, 12 Oct 1832 - 27 Jan 1919. Horace Wrather, 8 Oct 1858 - 5 Jan 1936. R. B. Wrather, 24 Nov 1861 - 17 Nov 1920. George W. Wrather, 1870 - 1949.

1404. Wrather, Kit (colored) Died December 1859, unknown.

Rutherford Co. TN US Census Mortality Schedules: Kit Wrather (female - colored), 48, cook, slave, died December 1859 of "phitisia."

1405. Wrather, Lou Died before April 3, 1876, intestate.

April 3, 1876, County Court: S. M. Jones had received \$4 for shrouds for Lou Wrather (deceased) and W. Ward (deceased).

1406. Wrather, Peyton R. Died August 1849, unknown.

Rutherford Co. TN US Census Mortality Schedules: Peyton R. Wrather, 23, died August 1849 of Typhoid Fever.

1407. Wray, Thomas J. Died December 12, 1839, intestate. [Cont'd from Vols. I & II].

Note: Widow, Perlina/Eleanor M. Wray. Children of Thomas J. & Perlina Wray: William A. Wray; Frusannah M. Wray; Margaret H. Wray; Granville C. Wray; Thomas J. Wray, Jr.; James H. Wray.

February 7, 1859, Circuit Court Enrollment Book, pg. 368: [Mrs.] Eleanor M. Wray; William Wray; Mary E. [Wray] Snell; Thomas Burnett and wife, Elizabeth [Wray]; David R. Owen and wife, Frusanna [Wray]; Granville C. Wray; Thomas J. Wray; James H. Wray, minor under guardianship of William A. Haynes; vs William Loftin and wife, residents of Texas. Eleanor Wray was the widow of the intestate. William Wray, Mary E. [Wray] Snell, Eliza [Wray] Burnett, Frusanna [Wray] Owen; Granville C. Wray, Thomas J. Wray, James H. Wray and Margaret [Wray] Loftin were the only children and heirs. The petitioners prayed for a decision to sell the three slaves and to divide the proceeds. The court had agreed and the slaves had been sold on April 21, 1859.

Rutherford Co., TN Marriage records: Thomas Burnett married Eliza J. Wray on December 19, 1843. David R. Owen married Frusanna Wray on July 27, 1848. James E. Snell married Mary Wray on October 21, 1841. William L. Loftin married Margaret H. Wray on October 4, 1849. G. C. Wray married Julia Ann Murphey on August 28, 1858. Thomas J. Wray married E. J. Snell on April 28, 1861.

Tennessee Marriages 1780 - 2002: William A. Wray married Mary E. Loftin on October 4, 1843 in Williamson Co.

1408. Wright, John S[mith] Died October 27, 1876, testate.

Note: Son of Thompson (died 1834 - see Vol. I & II & below) & Clementine [Smith] Wright. Widow, Martha Charlotte [Batey] Wright, was the daughter of Christopher (died 1849 - see Vols. I & II) & Mahala [Puckett] Batey.

Will dated October 19, 1876. Will presented for probate on November 6, 1876. First: The executrix was to pay funeral expenses and all other just debts as soon as possible. Second: The testator gave to his wife, Martha C. [Batey] Wright, all property, real and personal, forever. The estate consisted of land, livestock, bank stock, house and kitchen furniture, farming utensils, notes and accounts. Lastly: The testator nominated his wife, Martha C. [Batey] Wright, to act as his executrix.

November 6, 1876, County Court: The will of John Wright (deceased) was presented for probate, was proven and recorded.

November 10, 1876, County Court: An inventory of the estate was presented to the court that listed \$5919 in notes due.

July 9, 1877, Circuit Court: Martha C. [Batey] Wright, executrix of John S. Wright (deceased) vs Beverly Randolph, N. C. Collier & John Jones, partners by the name of Collier & Jones. The defendants had confessed judgment for \$3639.46 plus an additional \$504.04 in interest.

January 9, 1878, County Court: Mrs. Martha C. [Batey – Wright] Bell, executrix of John S. Wright (deceased), who in his lifetime had been guardian for Alice Batey, minor heir at law of Daniel Hoskins (deceased), made a settlement with the court.

July 9, 1878, Circuit Court: The court noted that the widow of John S. Wright (deceased) had married Thomas E. Bell. The court had revived a judgment of \$184.33 plus interest won by John S. Wright on September 19, 1876 against C. O. Abernathy, P. M. Puryear and R. C. Jones. A levy had been placed on a seventy-six acre tract of land owned by C. O. Abernathy.

April 21, 1880, Chancery Court Enrolled Cases #10, pg. 514: Alice Batey answered a suit by J. M. Dunn against W. P. Batey. John S. Wright had been her guardian when he died. He had an estate of about \$859.36 in his hands that came from her grandfather, Daniel Hoskins (deceased). Her father, W. P. Batey, had become her guardian after the deceased's death. The deceased's widow had married Thomas Bell and had made her settlement of the guardian account. The money had been paid to her father over his daughter's objection. Although Alice Batey had still been a minor, she had wanted to manage her own money.

December 5, 1881, County Court: Mrs. M. [Martha] C. [Batey – Wright] Bell, executrix of John S. Wright (deceased), had died and no administrator de bonis non on the estate of John S. Wright (deceased) had been appointed. Jo. P. Smith applied for and was appointed same.

Rutherford Co., TN Marriage records: John S. Wright married Martha C. Batey on January 17, 1844. T. E. Bell married Mrs. M. C. Wright on November 25, 1877.

Wards Grove Church Cemetery, Halls Hill Pike: John S. Wright, 14 Nov 1823 - 27 Oct 1876. married January 17, 1844. Martha C. Bell, wife of T. E. Bell, 26 Nov 1828 - 14 Oct 1881.

1409. Wright, Mary [McAlhatton] Died before June 2, 1873, intestate.

Note: Widow of Jacob Wright (died 1860 - see Vol. III) and daughter of Mary McAlhatton/McElhatton (died 1830 - see Vol. I).

June 2, 1873, County Court: The court noted the death of Mary Wright and appointed A. [Andrew] M. Alexander as her executor. John S. Wright provided part of the security for the \$1000 bond.

Wards Grove Church Cemetery, Halls Hill Pike: Jacob Wright, War of 1812, TN Vol. Cavalry, 25 Dec 1777 - 4 Dec 1860, erected by wife, Mary Wright and daughter, Rebecca Alexander. **Note:** Rebecca Wright, daughter of Jacob & Mary [McAlhatton] Wright was first married to Gideon Rucker; next married Robert L. Thompson; and next married Andrew Alexander.

1410. Wright, Thompson Died or or about June 9, 1834, intestate. [Cont'd from Vols. I & II].

Note: He was the son of Isaac (died 1816 - see Vol. I) & Rebecca [Thompson] (died 1840 - see Vol. I) Wright. Widow: Clementine C. [Smith] Wright married 2nd Joshua Johnson (died 1840 - see Vol. I); and married 3rd John W. Hall. At the time of their father's death all the children were minors: Narcissa A. Wright, John Smith Wright, Jacob T. Wright, Mary Thompson Wright, Amanda Wright, Araminta Wright, and Isaac Wright.

April 12, 1869, Chancery Court Enrolled Cases #2, pg. 222 & pg. 453: Narcissa A. [Wright - Abernathy] Hall vs John W. Hall. The complainant had accused the defendant of cheating her out of her share of the land of her father, Thompson Wright. She had referred to a Circuit Court case of 1846, Charles Abernathy, her then husband, and Narcissa [Wright] Hall, that stated that they had sold their share of the estate to John W. Hall. She stated she had known nothing of the proceedings and she had been a minor at that time. She prayed for a court ruling to annul the proceedings. About four years after her first husband had died, Narcissa R. [Wright] Hall had married G. [Gideon] B. Hall, a nephew of John W. Hall. John W. Hall had married Clementine [Smith - Johnson] Wright, widow of the intestate, on February 19, 1840. Thompson Wright had died on or about June 9, 1834.

Rutherford Co., TN Marriage records: Joshua Johnson married Clementine C. Wright on October 29, 1835. John W. Hall married Clementine Johnson on February 19, 1840. Charles C. Abernathy married Narcissa A. Wright on January 4, 1839. Gideon B. Hall married Narcissa Abernathy on March 18, 1849. John S. Wright married Martha C. Batey on January 17, 1844. Samuel Rucker married Mary T. Wright on December 16, 1851. Joshua F. Johnson married Amanda C. C. Wright on March 7, 1846. Benjamin Johnson married Araminta Wright on June 27, 1844 - **Divorce:** 1863.

1411. Wright, William H., Sr. Died June 5, 1848, testate. [Cont'd from Vols. I, II and III].

Note: Widow, Mary [Smith] Wright was the daughter of John (died 1825 - see Vol. II) & Jane C. Smith. James E. Atkinson (or Adkerson), who was guardian for the 3 minor sons of the testate, died August 5, 1854 - see Vol. II

August 6, 1859, Enrolled Cases #1, pg. 497: William H. Wright, Sr. had died in 1848. He had left a widow, Mary [Smith] Wright who had since died, and three children to wit: William H. Wright, Jr.; John D. Wright [**Note:** John died before November 1865 - see Vol. III] and Zachary T. Wright. The later two were minors. The testator had died owning two tracts of land totaling 145 acres and 8 slaves. The testator had bequeathed a portion of the land to his brother, James Wright, during his natural life and had given the residue of his estate to his wife. Since the widow's death, the three children had become tenants in common to the property and slaves that had been bequeathed to her and to the remainder of the land had been left to James Wright. William Henry Wright (Jr.) had become of age and wanted his share of land and Negroes partitioned off. The petitioners had argued that the land could not be equitable partitioned and two of the slaves should be sold and prayed for such a decision. The land had been auctioned on November 12, 1859 and had sold for \$10,082.04. The two slaves had been sold in one lot for \$1905.

January 3, 1876, County Court: Z. [Zackary] T. Wright applied for and had been appointed administrator de bonis non with the will annexed of the deceased.

April 19, 1877, Chancery Court: Sallie [Sneed] Adkerson vs John Jones, trustee. On January 26, 1876, John Jones and Hick Weakley had purchased at auction a tract of 285 acres and a 90 acre tract of cedar land for a total of \$6600. They had paid the full amount in cash. The court had divested title from Sallie [Sneed] Adkerson, wife of John H. Adkerson; Dewitt Adkerson; J. K. P. Wyatt and wife, Jimmie [Jemima] J. [Adkerson]; James Wright; Z. [Zackary] T. Wright; Murfreesboro Savings Bank; M. [Mark] M. Sanders and wife, Mattie [Atkinson]; W. S. Bone; G. [George] R. Waller; A. [Albert] B. Jones and wife, Alice [Atkinson]; Wiley Sanders and had vested title in the purchasers. Of the amount received, the Clerk & Master had paid Sallie [Sneed] Adkerson the sum of \$4326 and John John, trustee of J. H. Adkerson the sum of \$2591.60.

Rutherford Co., TN Marriage records: John H. Adkerson married Sarah Sneed on January 20, 1854. Mark M. Sanders married Martha P. Atkinson on September 26, 1866.

Tennessee State Marriages, 1780-2002: J. K. P. Wyatt married Jimmie [Jemima] Adkerson on November 19, 1873 in Gibson Co.

1412. Yardley, Benjamin Died before 1850, intestate. [Cont'd from Vols. II & III].

Note: Benjamin Yardley/Yearley was not found on the 1850 census. His widow, Susan Yardley, aged 69, born in Maryland, and family were found on the 1850 Rutherford Co., TN Census, Youree's District. Children: Thomas Yardley; Susan [Yardley] Bowling, wife of Madison W. Bowling; Elizabeth [Yardley], wife of Donelson Parker; Emily [Yardley] Shelton, wife of Samuel Shelton; Mary [Yardley] Hoover, wife of Frederick A. Hoover; and Jane [Yardley] Herrod (deceased), wife of William Herrod [?Herrell]. There were 2 grandchildren: Medford N. Herrod and Emily J. Herrod.

April 30, 1875, Chancery Court: Samuel Shelton & wife et al vs Bergen Bowling/Bolling, Ann Bowling/Bolling and Mathew Bowling/Bolling, minors. W. W. Wilson had purchased a 102 acre tract of the dower tract at a court-ordered auction for \$2690 and C. O. Abernathy had purchased 29 acres of the dower for \$778.85. A. G. Bowling had purchased 15 acres of dower land for \$412.33. They had each paid all their purchase money and the court had divested title from Samuel Shelton and wife, Emily [Yardley]; Dollerson Parker & wife, Elizabeth [Yardley]; F. [Frederick] A. Hoover & wife, Mary Ann [Yardley]; James Dickens; Andrew J. Hoover & wife, Emily [Herrod]; Henry T. Bowling; John Bowling; Ann Bowling; Mathew Bowling and Wesley Yardley, heirs at law of Benjamin Yardley and had vested title in the purchasers.

July 7, 1875, County Court: The administrator presented an inventory of the effects of M. [Madison] W. Bowling (Jr.) & Ann Bowling, children of M. [Madison] W. Bowling and heirs at law of Benjamin Yardley (deceased), to the court.

October 25, 1875, Chancery Court: Samuel Shelton & wife et al vs B. [Bergen] Bowling. The Clerk & Master reported he had collected all the purchase money for the dower tract and had paid out the same amount to those entitled.

February 2, 1880, December 10, 1880, County Court: M. [Madison] W. Bowling, guardian for M. [Madison] W. Bowling, Jr., his own child and heir at law of Benjamin Yardley (deceased), made a settlement with the court.

1413. Yardley, Mrs. Susan Died before October 7, 1872, intestate.

Note: Wife of Benjamin Yardley (deceased) – see above.

October 7, 1872, County Court: The court noted the death of Susan Yardley and appointed W. H. Smith as administrator.

November 2, 1872, County Court: W. H. Smith, administrator of the deceased's estate, presented an inventory of the personal estate of the intestate.

March 14, 1873, County Court: W. H. Smith, administrator of the estate, submitted a list of personal property that had been sold at auction on December 3, 1872.

December 8, 1874, County Court: W. H. Smith, administrator, made a settlement with the court.

1870 Rutherford Co., TN Census, Dist. 23 (Yourees): Susan Yardley, 94; Sallie Underwood, 45.

1414. Yardley, Thomas Died in early December 1849, testate. [Cont'd from Vols. I & II].

Rutherford Co. TN US Census Mortality Schedules: Thomas Yardley, 73, widowed, born in NC, died in December 1849 of palsy.

1415. Yearwood, John G. Died before May 27, 1870, intestate.

Yearwood, William Died before May, 1869, intestate, probably in Dyer Co., TN.

Note: John G. Yearwood & William Yearwood sons and heirs of James Yearwood, who died in October 1853 - see Vol. II & III.

May 27, 1870, Chancery Court: The court acknowledged the death of John G. Yearwood and William Yearwood.

April 25, 1871, Chancery Court: James M. Yearwood.; Jacob T. Yearwood; Mary Yearwood, Caroline Yearwood; Elisha N. Yearwood; Posey Newman and wife, Mahala [Yearwood]; Creed Taylor and wife, Sarah [Yearwood]; Sallie Coleman – formerly Sallie Yearwood; James Newman; John E. N. Newman and Josephine Newman were heirs at law of John G. Yearwood and William Yearwood (deceased).

April 27, 1871, Chancery Court: John G. Yearwood & others vs Isaac Coleman & others. The court had ruled that the complainant had not been entitled to any part of the land mentioned in the pleadings but the defendant, Isaac Coleman, was the owner in fee of seven-twelfths undivided interest of the land and that James M. Yearwood; Isaac R. Yearwood; Caroline Yearwood and Mahala [Yearwood] Newman were owners of four-twelfths and John E. N. Newman, James Newman and Josephine Newman were the owners of the remaining one-twelfth. The court noted that James M. Yearwood, an heir of James Yearwood (deceased), had purchased the right, title and interest in the land of Isaac R. Yearwood and Mahala [Yearwood] Newman. As a result, James M. Yearwood owned three-twelfths. The children of Eliza Newman (deceased) to wit: Josephine Newman, James Newman and John E. N. Newman were entitled to one-twelfth.

October 30, 1871, Chancery Court Enrolled Cases, pg 311: James M. Yearwood vs R. [Robert] T. Tompkins, receiver; Isaac Coleman, Jacob T. Yearwood, Mary Yearwood and Caroline Yearwood of Rutherford Co.; Eliza Ann Taylor, Sarah N. Taylor, James A. Taylor and L. O. Taylor, minor heirs of Sarah [Yearwood] Taylor (deceased) of Warren Co.; J. [J. P.] Jones and wife, Katie, formerly widow of William Yearwood (deceased) of Dyer Co.; Sallie Coleman and James Newman of Arkansas; G. [Gabriel] Newman and wife, Mahala [Yearwood] of Texas; John E. N. Newman and Josephine Newman, minor children of Eliza [Yearwood] Newman (deceased) of Kentucky. A bill had been filed on August 13, 1869, by John G. Yearwood, William Yearwood, Mary Yearwood, Jacob T. Yearwood, Caroline Yearwood, James M. Yearwood and Elisha N. Yearwood, Sallie Coleman, Creed Taylor and wife, Sarah [Yearwood]; and G. [Gabriel] Newman and wife, Mahala [Yearwood] vs Isaac Coleman, James Newman, John E. N. Newman and Josephine Newman that was still pending. The bill alleged that James Yearwood (deceased) had been the father of the complainants down to name Taylor and that he had been the father of Sarah [Yearwood] Taylor and Mahala [Yearwood] Newman and grandfather of the Newman defendants. The intestate had died seized and possessed of a tract of land under mortgage to Isaac Coleman. Since the bill had been filed, John G. Yearwood and E. [Elisha] N. Yearwood had died without wives or children. William Yearwood had died leaving only a widow who married J. P. Jones and Sarah [Yearwood] Taylor had died leaving four minor children listed above in the caption. The complainant had rented the tillable land at the rate of \$1 per acre and there were 51 acres. He owed \$167.28 and a judgment had been obtained against him for that amount plus interest. He prayed for an injunction because he was entitled to one-twelfth of James Yearwood's estate and to the shares of Isaac R. Yearwood (deceased) and G. [Gabriel] Newman and wife, Mahala [Yearwood]. The petitioner also claimed he was entitled to three-twelfths of \$153.18, the rent money from M. R. Hall and James Richardson for 1870 & 1871. He also claimed money for taxes paid from 1865-1871 and for fence rails the provided. The petitioner prayed for an injunction to prevent collection of the judgment until this bill was heard.

April 23, 1872, Chancery Court: John G. Yearwood & others vs Isaac Coleman & others. The Clerk & Master had sold on January 6, 1872, to I. [Ivy] J. C. Haynes a 50 acre tract of land for \$10.70 per acre. This tract was the one that had been set aside to James M. Yearwood, Caroline Yearwood, John E. N. Newman and Josephine Newman. I. [Ivy] J. C. Haynes was the owner by purchase of four-fifths of the proceeds of the sale. He asked that this amount be credited on his notes.

Rutherford Co., TN Marriage records: Gabriel J. Newman married Mahala Yearwood on November 9, 1865. Creed Taylor married Sarah L. Yearwood on December 17, 1857. Abram M. Coleman married Sarah Yearwood on July 17, 1838. John E. Newman married Elizabeth Yearwood on October 16, 1844.

Tennessee State Marriages 1780-2002: J. P. Jones married Katie Yearwood on May 4, 1869 in Dyer Co.

1850 Rutherford Co., TN Census, Fox Camp Dist.: James Yearwood, 54 NC; Jacob Yearwood, 21; Mary Yearwood, 17; Elisha Yearwood, 16; Sarah Yearwood, 15; Caroline Yearwood, 14; Isaac Yearwood, 12; Mahala Yearwood, 7.

1416. Youngblood, Sr., Isaac (colored) Died in February 1869, intestate. [Cont'd from Vol. III].

Note: Administrator: Isaac Youngblood, Jr. (colored)

July 7, 1876, County Court and Enrolled Cases #3, pg 255: Isaac Youngblood [Jr.] of Rutherford Co.; Benjamin Youngblood of Gibson Co.; Marcus Cooper and wife, Angeline [Youngblood], daughter of Isaac Youngblood, Sr. (deceased); Anthony Kimbro and wife Mary, formerly Mary Vinson; Amanda Vinson, the last two were daughters of Lucy Ann [Youngblood] Vinson (deceased), a daughter of Isaac Youngblood, Sr. (deceased). All were persons of color of African descent, were of age and were residents of Rutherford Co. except Benjamin Youngblood vs Taylor Everett and wife, Celia [Vinson], a minor daughter of Lucy Ann [Youngblood] Vinson (deceased), who before her death had married Henry Vinson of Rutherford Co.; Jefferson Vinson; Minos Vinson; and William Vinson, all minors and residents of Rutherford Co.; Benjamin Vinson of lawful age and a resident of Kentucky, all children of Lucy Ann [Youngblood] Vinson; and of Mary Jane Youngblood, a minor daughter of Thomas Youngblood, a son of Isaac Youngblood, Sr. (deceased). Thomas Youngblood was supposed to have been dead as he had not been heard from

for over fourteen years when he was a resident of Canada. There was \$255 available for distribution. The petitioners and defendants were the children, grandchildren and heirs at law of the Isaac Youngblood, Sr. who had died in February 1869. His widow had since died. The intestate had owned 55 acres and the petitioners had prayed for a decree to sell the land. The land had been auctioned on June 1, 1874 and sold for \$255.

Rutherford Co., TN Marriage records: Anthony Kimbro (colored) married Mary Vincent (colored) on June 1, 1867. Isaac Youngblood (colored) married Mahala Thomas (colored) on December 23, 1876.

1417. Youree, Joseph P. Died before January 6, 1879, intestate.

Note: Joseph P. Youree was probably the son of James Youree, Sr. (15 May 1797 - 8 Sep 1845 - see Vol. I) & Dorothy [Hardeman] Youree (3 Apr 1801 - 3 Mar 1893) who are buried in the Youree Cemetery, West Lyon Rd.

January 6, 1879, County Court: The court noted that Joseph P. Youree had died and D. L. Youree was appointed administrator of the estate.

February 3, 1879, County Court: The administrator presented the court an inventory and listing of the personal property sold at auction. F. H. Youree, A. J. Youree, J. C. Youree, D. L. Youree and J. T. Youree had purchased items at the sale.

October 8, 1850 Rutherford Co., TN Census, Youree's Dist.: Dorothy Youree, 49; Francis H. Youree, 27; Elizabeth [Lowe] Youree, 21; David Youree, 19; Thomas Youree, 18; Joseph Youree, 17; George Youree, 16; Alexander Youree, 12; Dolly Youree, 10; John Youree, 8; William E. Youree, 6 months.

U. S. Civil War Soldiers, 1861-1865: J. P. Youree 8th Regiment, Tennessee Cavalry (Smith's) Confederate.

1418. Zollicoffer, Gen. Felix Kirk Died January 19, 1862, intestate. [Cont'd from Vol. III].

Note: Buried in Nashville Cemetery. Section 20, ID # 200063, (Tombstone) Our Father General Felix K. Zollicoffer 1812 - 1862. (Historic Marker) Born in Maury Co. Tenn. May 19, 1812, Killed at the battle of Mill Springs, Wayne Co. Ky. Jan. 19, 1862. (Historic Marker) From residence owned and occupied by Gen. Felix Zollicoffer, C.S.A. at the time he entered the Confederate service 1861. This above house marker was placed on the Andrew Jackson Hotel, opened below the State Capitol in 1925, to identify the location of the former residence of Gen. Zollicoffer. When the hotel was razed to build the James K. Polk Building, the marker was placed, in 1976, on the Zollicoffer family lot.

September 18, 1868, Circuit Court Enrolled Cases #1, pg. 24: Felix Zollicoffer had purchased slaves in 1860 from the estate sale of Jonathan Currin (deceased). The total purchase had been \$1800 and he had paid \$225 in cash but had not made notes for the balance before joining the Confederate Army where he was subsequently killed at the Battle of Fishing Creek. His administrator had alleged that Gen. Zollicoffer had been purchasing the slaves for his niece, Mrs. Robert Currin. The court did not agree and the General's estate was held liable for the purchase price plus interest.

1419. Zumbro, John Died May 1850, unknown.

Rutherford Co. TN US Census Mortality Schedules: John Zumbro, 62, married, born in VA, died May 1850 of dropsy.

1850 Rutherford Co., TN Census, Big Spring Dist.: Mary Zumbro, 54 VA; Alexander Zumbro, 18; Jacob Zumbro, 15; Mary Zumbro, 12; Margaret Zumbro, 11; Margaret McLannahan, 24; Sarah M. McLannahan, 4.

1420. UNKNOWN

May 2, 1876, County Court: Brown H. Mankin & Bettie Mankin vs John H. Mankin & John T. Kelton. Commissioners had partitioned a tract of 152 acres as follows: Bettie Mankin, 15 acres including mansion house. Brown H. Mankin, 40 acres and J. H. Mankin and J. T. Kelton, 75 acres. Title was divested from the four in common and vested to the four individuals.

1870 Rutherford Co., TN Census, Dist. 24 (Big Spring): Elizabeth Mankin, 38; James W. Mankin, 22; Alice Mankin, 22; Addie Mankin, one month; Hall Mankin, 21; Brown H. Mankin, 18.

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