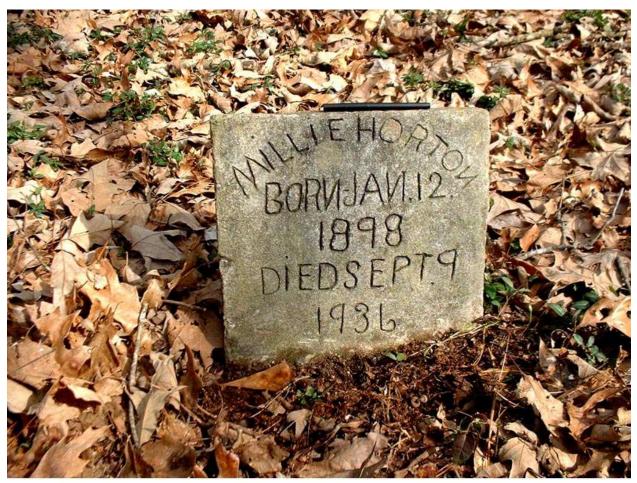
# **POWHATON TONEY CEMETERY, 67 - 1**

## Summary Report



Powhaton-Toney Cemetery, Redstone Arsenal TA6, Madison Co. AL, March 4, 2003 (Contract archaeologist Jeff Thomason preparing to enter the cemetery.)

This cemetery is one of three known burial grounds in Test Area 6. Each of them has only one inscribed tombstone found to date. The inscribed stone in the Powhaton Toney Cemetery is for Millie Horton, January 12, 1898 – September 9 (or 4?), 1936.



Powhaton-Toney Cemetery, Redstone Arsenal TA6, Madison Co. AL, March 4, 2003

Finding Millie Horton in census records takes some persistence and deductions. What is known is that the census of the cemetery area was taken along routes known as the Huntsville – Triana Road and the Pond Beat Road in 1920 and 1930. In some census years, the area was part of the Madison Precinct or the Triana Precinct. In 1930 it was part of Whitesburg Precinct 6.

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1920 Madison County AL, E.D. 123, page 15A, Huntsville City, Madison Street: Millie Horton

This Millie Horton in the 1920 census (when only heads of household were listed in the index of Ancestry.com) was age 33. That would make her born about 1887, not 1898 as the tombstone showed.

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1930 Madison County AL Enumeration District 18, Sheet 3-A, Whitesburg Precinct, Pond Beat Road: George & Milberda Horton

This 1930 census record for a Milberda Horton, wife of George, states that she was age 21 in that year. If this possibility were our Millie of interest, she would have been born about 1898 per the tombstone, not 1909 as shown in the census. The 1930 census index on Ancestry.com is an "every name" index, and the only "Mil--- Horton" in Madison County in that year is the one above, within the accuracy of the index preparers' interpretations.

However, as the 1920 every name census index was just added (September 2005) to Ancestry.com's on-line census service, it was re-checked. The 1920 index for Millie had her recorded as "Millie Harton", wife of Robert. A close look at the census page image shows that it is indeed the Millie Horton of interest, per the tombstone, and the Madison County marriage records show that Millie was a Toney prior to her marriage at age 14:

Horton, Robert (c)	Toney, Millie	19 Jan 1912	Vol. 37 p. 237	
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The complete page image is provided on the CD-ROM supplied to Army offices, but basically both Robert and Millie were shown as born of parents who were both born in Alabama. Both worked on a farm, with Robert's occupation listed as "Farmer". The William Horton living next door was probably a brother of Robert. Millie may well have "company" in the cemetery from both families, as well as from others of their 1920 neighbors.

With Millie's maiden name being Toney, she was most likely related to Powhaton Toney, the namesake for the cemetery. The 1900 census shows a "Minnie Lee Toney" as a 2-yr-old child in the household of her parents:

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"Minnie" was the closest to "Mille" for the expected age in the 1900 census.

The 1880 census of course wouldn't include Millie Horton or anyone else born in 1898, but it does have a **Powhaton Toney** (namesake of the cemetery):

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Census Place: Township 5, Madison,	Alabama					
Source: FHL Film 1254022 Nation	nal Archives Fil	m T9∙	-002	2 Ра	age 144B	
	RelationSex	Marr F	Race	Age	Birthplace	
Frank TONEY	Self M	Μ	В	27	AL	
Winey TONEY	Wife F	Μ	В	22	AL	
John TONEY	Son M	S	В	8	AL	
Mary TONEY	Dau F	S	В	5	AL	
Smith TONEY	Son M	S	В	1	AL	
Census Place: Township 5, Madison, Al	abama					
Source: FHL Film 1254022 Nation	nal Archives Fil	m T9·	-002	2 Ра	age 144B	
	RelationSex	Marr F	Race	Age	Birthplace	
Eliza RAGLIN	Self F	W	В	40	AL	
Rachel RAGLIN	Dau F	S	В	20	AL	
Sallie RAGLIN	Dau F	S	В	18	AL	
Matilda RAGLIN	Dau F		В	14	AL	
Perlina RAGLIN	Dau F	S	В	11	AL	
Mason PARKER	GSon M	S	В	1	AL	
Census Place:Township 5, Madison, Al						
Source: FHL Film 1254022 Nation	nal Archives Fil	m T9·	-002	2 Pa	age 144B	
	RelationSex			-	Birthplace	
Rueben RAGLIN	Self M	Μ	В	55	AL	
Lettie RAGLIN	Wife F	М	В	54	AL	
Census Place: Township 5, Madison, Al						
Source: FHL Film 1254022 Nation	nal Archives Fil	m T9·	-002	2 Pa	age 145C	
	RelationSex	Marr F	Race	0	Birthplace	
Major TONEY	Self M	M	B	55	AL	

## 1880 Madison County, AL, Census Excerpts

	RelationSex I	Marr	Race	Age	Birthplac
Major TONEY	Self M	Μ	В	55	AL
Jane TONEY	Wife F	Μ	MU	45	AL
Kate TONEY	Dau F	S	В	20	AL
Straughter TONEY	Son M	S	В	15	AL
Pow Tan TONEY	Son M	S	В	13	AL
Charley TONEY	Son M	S	В	21	AL
Rose ARNETT	GDau F	S	В	5	AL
Faney ARNETT	GDau F	S	В	3	AL
Samuel TONEY	Son M	S	В	19	AL

Census Place: Township 5, Madison, Al Source: FHL Film 1254022 Natio		- 145C
Source. FAL FIIM 1234022 Natio	RelationSex Marr Race Age	le 145C Birthplace
Ned KELLEY	Self M S B 49	AL
Census Place: Township 5, Madison, Al		
Source: FHL Film 1254022 Nation		le 145C
Rueben TONEY	RelationSex Marr Race Age Self M W B 63	Birthplace TN
Riley TONEY	Son M S B 17	AL
Harris TONEY	Son M S B 14	AL
Henry TONEY	Son M S B 12	AL
Census Place:Township 5, Madison, Al	ahama	
Source: FHL Film 1254022 Nation		e 145C
	RelationSex Marr Race Age	Birthplace
	Self F W B 24	AL
Charley TONEY Alexandra TONEY	Son M S B 6 Son M S B 3M	AL AL
Census Place: Township 5, Madison, Al	abama	
Source: FHL Film 1254022 Natio		le 145C
	RelationSex Marr Race Age	Birthplace
	Self M M MU 56	AL
Louisa ARNETT Kate ARNETT	Wife F M B 50 Dau F S MU 20	NC AL
Sannie ARNETT	Son M S MU 18	AL
Virginia ARNETT	Dau F S MU 16	AL
Manday ARNETT	Dau F S B 14	AL
	Dau F S B 12 Dau F S B 12	AL
Ellen ARNETT Oler ARNETT	Dau F S B 12 Dau F S B 8	AL AL
Lovenia ARNETT	Dau F S MU 6	AL
Edgar ARNETT	Son M S B 3	AL
Lucy ARNETT	Mother F W B 70	VA
Census Place: Township 5, Madison, Al Source: FHL Film 1254022 Nation		e 145C
	RelationSex Marr Race Age	Birthplace
Isom HATON	Self M M B 27	AL
Mattie HATON	Wife F M MU 23	AL
Mattie I. HATON	Dau F S B 10M	AL
Census Place:Township 5, Madison, Al Source: FHL Film 1254022 Nation		e 145C
	RelationSex Marr Race Age	Birthplace
Randal THOMPSON	Self M M B 51	AL
Mary THOMPSON	Wife F M B 30	AL
Elliott THOMPSON	Son M S B 17	AL

John THOMPSON	Son M	S	В	15	AL
Millie THOMPSON	Dau F	S	В	12	AL
Randal THOMPSON	Son M	S	В	11	AL
Pollie THOMPSON	Dau F	S	В	10	AL
Manday THOMPSON	Dau F	S	В	7	AL
Albert THOMPSON	Son M	S	В	4	AL

Census Place:	ownship 5, Madiso	on, Alabama	
Source:	FHL Film 1254022	National Archives Film T9-0022	Page 145C

	RelationSex I	Age	Birthplace		
Bona TONEY	Self F	Μ	В	27	AL
Laura TONEY	Wife F	Μ	В	23	AL
Olley TONEY	Son M	S	В	2	AL
Thomas TONEY	Son M	S	В	1	AL

Census Place:T	ownship 5, Madiso	on, Alabama	
Source:	FHL Film 1254022	National Archives Film T9-0022	Page 145D

	RelationSex	Marr I	Race	Age	Birthplace
Edwin TONEY	Self M	Μ	W	28	AL
Annie TONEY	Wife F	М	W	23TN	
Mary B. TONEY	Dau F	S	W	5	AL
Edwin TONEY	Son M	S	W	3	AL
Tom B. PARR	Other M	S	W	17	AL

### Census Place: Township 5, Madison, Alabama

Source: FHL Film 1254022 National Archives Film T9-0022 Page 145D

	RelationSex I	Marr F	Race	Age	Birthplace
Major TONEY	Self M	Μ	В	26	AL
Perlina TONEY	Wife F	Μ	В	22	AL
Mathis TONEY	Son M	S	В	2	AL
Davy CROCKETT	Other M	S	В	11	AL

Census Place:To	ownship 5, Madiso	on, Alabama	
Source:	FHL Film 1254022	National Archives Film T9-0022	Page 145D

	RelationSex Marr Race			Age	Birthplace
Tayler RAGLIN	Self M	Μ	В	58	AL
Betsey RAGLIN	Wife F	М	В	60	AL

### Census Place: Township 5, Madison, Alabama

Source: FHL Film 1254022 National Archives Film T9-0022 Page 145D

	RelationSex Marr Race			Age	Birthplace
Bettie WADKIN	Self F	W	В	30	AL
Lettie WADKIN	Dau F	S	В	8	AL
Lewis WADKIN	Son M	S	В	5	AL
George WADKIN	Son M	S	В	4	AL
Jefferson WADKIN	Son M	S	В	3	AL

Source: FHL Film 1254022 Na	22 National Archives Film T9-0022 Page 146A					
Ellen WADKINS Louella WADKINS	RelationSex M Self F Dau F	S		Age <b>30</b> 14	Birthplace <b>MO</b> AL	
Malissa J. WADKINS James N. WADKINS	Dau F Dau F Son M	-	B B	14 12 8	AL AL	
Mattie WADKINS Josaphine WADKINS	Dau F Dau F	S S	B B	4 1	AL AL	

Census Place: Township 5, Madison, Alabama

Census Place:T	ownship 5, Madiso	on, Alabama	
Source:	FHL Film 1254022	National Archives Film T9-0022	Page 146A

	RelationSex Marr Race			Age	Birthplace
Carrie BRADFORD	Self F	S	В	22	AL
Dora BRADFORD	Dau F	S	В	1	AL

Census Place:T	ownship 5, Madiso	on, Alabama	
Source:	FHL Film 1254022	National Archives Film T9-0022	Page 146A

	RelationSex Marr Race			Age	Birthplace
Aaron MCCALLEY	Self M	Μ	В	44	AL
Francis MCCALLEY	Wife F	Μ	В	30	AL
Ellen MCCALLEY	Dau F	S	В	10	AL
Willie MCCALLEY	Son M	S	В	7	AL
Johnney MCCALLEY	Son M	S	В	4	AL
Mary F. MCCALLEY	Dau F	S	В	2	AL

Census Place:T	ownship 5, Madiso	on, Alabama	
Source:	FHL Film 1254022	National Archives Film T9-0022	Page 146A

	RelationSex M	Marr R	lace	Age	Birthplace
Ben BRADFORD	Self M	Μ	В	72	VA
Mary BRADFORD	Wife F	Μ	В	60	AL
Ben BRADFORD	GSon M	S	В	13	AL
Sidney BRADFORD	GDau F	S	В	12	AL
Peter LACY	GSon M	S	В	9	AL

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(This 1930 census record shows Powhaton Toney at age 63 – green arrow. This fits with the age shown as 13 in the 1880 census.)

Some of the many land transactions conducted by Powhaton Toney during his lifetime are shown below. Immediately below is the

FROM 143351 Feare United States of Commiss Danie Low mary G 378 3 14-31 Ellen el liline State Main \* Elemente Ellie Tother #2 564 thate Dellas 12 55 the. 262 27 6 27 -Seed A Moberta 40 126 6126 35 noin 167 43 677 4 13-35 8 23 1 44 352 44 301 16 10

(Expanded view below)

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This index segment shows Powhaton Toney, as a Trustee of the Lowe and Spring Hill Methodist Episcopal Churches, selling land to the TVA in 1935, per Deed Book 144, page 167. It also shows that Powhaton and his wife Mary sold more land to the TVA per Deed Book 142, page 677. These deeds are shown below:

The start way a way a start way and			MAD. Co. AL Dend Back 14	2 677
MARKET OF ALAMAMA, COUNTY OF MADDON. (9.00.)	TVA 532 Tennosses Valley Authority	WARRANTY DEED		
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<pre>truest of land lying in Heddman County, state of Alabama, in Township five (6) south, states to (0) west, and sour continuinty described as follows: The northeast quarter (25) of a northeast quarter (15) of the northeast quarter (25) of section cloves (11). The wat ref (26) of the southeast quarter (15) of the northeast quarter (25) of section cloves (11). The wat ref (26) of the southeast quarter (15) of the northeast quarter (25) of section cloves (11). The wat ref (26) of the southeast quarter (155) of the northeast quarter (25) of section cloves (11). The wat ref (26) of the southeast quarter (155) of the northeast quarter (25) of section cloves (11). The wat ref (26) of the southeast quarter (155) of the northeast quarter (25) of section cloves (27) of section cloves (27) of the optimizer of the two of the two of the optimizer of the two of the optimizer of the two of the optimizer of the optimizer of the two of the optimizer of the o</pre>	America, the following described the	ice of parcel of land, tying and being in		ie United States of
<pre>np (2) we's, and more certifical and y described as follows: <u>The northeast quarter (15)</u> of <u>sector sector sector</u> (15) of the northeast quarter (15) of the northeast quarter (15) of the northeast quarter (15) of the southwest quarter (15) of the northeast quarter (15) of the southwest quarter (15) of the northeast quarter (15) of the southwest quarter (15) of action eleven (11). The west for the show described land contains thirty one five-tentis (20.6.4.) acres, sore or may, being further hows a three the 706 as a hown on mp 6-215 prepared by the engineers or the fermessee Valley Authority.</pre>	Madison County, Alabama, and more )	particularly bounded and described as follows	and the second	
<pre>northeast quarter (182) of the northeast quarter (182) of section eleven (11). The west if (sh) of the southeast quarter (182) of the northeast quarter (182) of section tealre. If of the above described land contains thirty as five-tenths (50.6 Å.) areas, more of as, being further known as tract NE 708 as shown on map 2-219 prepared by the outinear or the Tennensee Valley Authority.</pre> To IAVE AND TO HOLD the said tract or parcel of hand was the said United States of America, its successors and atta the term on the tennensee Valley Authority. To IAVE AND TO HOLD the said tract or parcel of hand was the said United States of America, its successors and atta the term of the continuence, and that we have a good and havdul right to tell and covery the same affect of the same if for any state of the continuence, and that we have a good and havdul right to tell and covery the same affect of the same if for any state of the continuence, and that we have a good and havdul right to tell and covery the same affect of the same if for any state of the continuence, and that we have a good and havdul right to tell and covery the same affect of the same if for any state of the continuence, and that we have a good and havdul right to tell and covery the same affect of the term of the same if for the plant is used will forewer transmit and defended the till forework against the lawful class the term of the same if for the plant is used will forewer the same of the same of the applies to the same of the same	tract of land lying in Mad	ison County, State of Alabama, S	n Township five (b	) south, mange
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THE STATE OF ALABAMA, COUNTY OF MADISON. I. State of and series and series of here are also and series and seri				
THE STATE OF ALABAMA, COUNTY OF MADISON.         1.4. S. Builler, Judge of Probate       Nearey Public, in and for said county, in said state, hereby certify that within conveyance and who are known to me, acknowledged before me on this day that being informed of the conveyance they executed the same voluntarily on the day the same bears date. Given under my hand and official seal of office thisthe '3' day of August 183 5         STAL)       W.S.Builler, Judge of Probate Notary Public, in and for said county, in said state, do hereby certify that the within named for said county, in said state, do hereby certify that on the '3' day of August 193 5 , came before me the within named for said county, in said state, do hereby certify that on the '3' day of August 193 5 , came before me the within named for said county, in said state, do hereby certify that on the '3' day of August 193 5 , came before me the within named for said county, in said state, do hereby certify that on the '3' day of August 193 5 , came before me the within named for said county, in said state, do hereby certify that the same before me the within named for said county, in said state, do hereby certify that the same before me the within named for said county, in said state, do hereby certify that the same do for on the '3' day of August 193 5 (foot) 193 5 Notary Public         THE STATE OF ALABAMA, COUNTY OF MADISON.       Notary Public         Attributer, Judge of Probate, do hereby certify that the within conveyance was filed in my office for record on the '3' day of August 193 5 Notary Public         THE STATE OF ALABAMA, COUNTY OF MADISON.       W.E. Buttler, Judge of Probate, do hereby certify that the within conveyance was filed in my office for record on the '3' day of August 193 5	tors, successors and assigns, covenant in fee simple of said tract or parcel o the same is free of all encumbrances of all memory whomsoever	the consideration aforesaid, we do for ourse to and with the said United States of Amei f land; that we have a good and lawful right, and that we will forever warrant and defe	ica that we are lawfully i to sell and convey the sar and the title thereto again	tors and administra- seized and possessed ne as aforesaid; that at the lawful claims
THE STATE OF ALABAMA, COUNTY OF MADISON.         1.4. S. Builler, Judge of Probate       Nearey Public, in and for said county, in said state, hereby certify that within conveyance and who are known to me, acknowledged before me on this day that being informed of the conveyance they executed the same voluntarily on the day the same bears date. Given under my hand and official seal of office thisthe '3' day of August 183 5         STAL)       W.S.Builler, Judge of Probate Notary Public, in and for said county, in said state, do hereby certify that the within named for said county, in said state, do hereby certify that on the '3' day of August 193 5 , came before me the within named for said county, in said state, do hereby certify that on the '3' day of August 193 5 , came before me the within named for said county, in said state, do hereby certify that on the '3' day of August 193 5 , came before me the within named for said county, in said state, do hereby certify that on the '3' day of August 193 5 , came before me the within named for said county, in said state, do hereby certify that the same before me the within named for said county, in said state, do hereby certify that the same before me the within named for said county, in said state, do hereby certify that the same do for on the '3' day of August 193 5 (foot) 193 5 Notary Public         THE STATE OF ALABAMA, COUNTY OF MADISON.       Notary Public         Attributer, Judge of Probate, do hereby certify that the within conveyance was filed in my office for record on the '3' day of August 193 5 Notary Public         THE STATE OF ALABAMA, COUNTY OF MADISON.       W.E. Buttler, Judge of Probate, do hereby certify that the within conveyance was filed in my office for record on the '3' day of August 193 5	tors, successors and assigns, covenant in fee simple of said tract or parcel o the same is free of all encumbrances of all persons whomsoever. It is understoed and agreed tha when pecessary, and that when the p	the consideration aforesaid, we do for ourse to and with the said United States of Ames f land; that we have a good and lawful right , and that we will forever warrant and defe t wherever in this instrument the singular r oloral is much the plural likewise applies to	the singular if and when	tora and administra- seized and possessed ne as aforesaid; that ist the lawful claims to the plural if and necessary.
THE STATE OF ALABAMA, COUNTY OF MADISON.         L <sup>4</sup> , R.Butler, Judge of Probate	tors, successors and assigns, covenant in fee simple of said tract or parcel o the same is free of all encumbrances of all persons whomsoever. It is understoed and agreed tha when pecessary, and that when the p	the consideration aforesaid, we do for ourse to and with the said United States of Ames f land; that we have a good and lawful right, and that we will forever warrant and defe t wherever in this instrument the singular p plural is used, the plural likewise applies to a hereaunto set our hands this the	the singular if and when	tora and administra- seized and possessed ne as aforesaid; that at the lawful claims to the plural if and necessary.
<ul> <li>L.S. E. Dotler, Judge of Frobats</li></ul>	tors, successors and assigns, covenant in fee simple of said tract or parcel o the same is free of all encumbrances of all persons whomsoever. It is understoed and agreed tha when pecessary, and that when the p	the consideration aforesaid, we do for ourse to and with the said United States of Amer- f land; that we have a good and lawful right, and that we will forever warrant and defe t wherever in this instrument the singular is plural is used, the plural likewise applies to a horsunto set our hands this th Mary Toney	wes, for our heirs, execution ica that we are lawfully ; to sell and coavey the sar and the title thereto again umber is used, it applies the singular if and when a 23 day of August	tora and administra- seized and possessed ne as aforesaid; that at the lawful claims to the plural if and necessary.
<ul> <li>L.S. E. Dotler, Judge of Frobats</li></ul>	tors, successors and assigns, covenant in fee simple of said tract or parcel o the same is free of all encumbrances of all persons whomsoever. It is understoed and agreed tha when pecessary, and that when the p	the consideration aforesaid, we do for ourse to and with the said United States of Amer- f land; that we have a good and lawful right, and that we will forever warrant and defe t wherever in this instrument the singular is plural is used, the plural likewise applies to a horsunto set our hands this th Mary Toney	wes, for our heirs, execution ica that we are lawfully ; to sell and coavey the sar and the title thereto again umber is used, it applies the singular if and when a 23 day of August	tora and administra- seized and possessed ne as aforesaid; that at the lawful claims to the plural if and necessary.
<ul> <li>L.S. E. Dotler, Judge of Frobats</li></ul>	tors, successors and assigns, covenant in fee simple of said tract or parcel o the same is free of all encumbrances of all persons whomsoever. It is understoed and agreed tha when pecessary, and that when the p	the consideration aforesaid, we do for ourse to and with the said United States of Amer- f land; that we have a good and lawful right, and that we will forever warrant and defe t wherever in this instrument the singular is plural is used, the plural likewise applies to a horsunto set our hands this th Mary Toney	wes, for our heirs, execution ica that we are lawfully ; to sell and coavey the sar and the title thereto again umber is used, it applies the singular if and when a 23 day of August	tora and administra- seized and possessed ne as aforesaid; that at the lawful claims to the plural if and necessary.
whose names arresigned to the foregoing conveyance, and who are known to me, acknowledged before me on this day that being informed of the contents of the conveyance theyexecuted the same voluntarily on the day the same bears date. Given under my hand and official seal of office this the 2 day of AUGUSt , 183 5 SEAL)	tors, successors and assigns, covenant in fee simple of said tract or parcel o the same is free of all encumbrances of all persons whomsoever. It is understood and agreed tha when pecessary, and that when the p	the consideration aforesaid, we do for ourse to and with the said United States of Amer- f land; that we have a good and lawful right, and that we will forever warrant and defe t wherever in this instrument the singular is plural is used, the plural likewise applies to a horsunto set our hands this th Mary Toney	wes, for our heirs, execution ica that we are lawfully ; to sell and coavey the sar and the title thereto again umber is used, it applies the singular if and when a 23 day of August	tora and administra- seized and possessed ne as aforesaid; that ist the lawful claims to the plural if and necessary.
being informed of the contents of the conveyance they'executed the same voluntarily on the day the same bears date. Given under my hand and official seal of office thisthe 3 day of August , 198 5 STAL) W.S.Butler, Judge of Probe to Notary Public THE STATE OF ALABAMA, COUNTY OF MADISON. I.W.S.Butler, Judge of Probe to , Notary Public, in and for said county, in said state, do hereby certify that on the 3 day of August , 193 5 , came before me the within named Marry Toney known to me (or made known to me) to be the wife of the within named Powhatan Toney known to me (or made known to me) to be the wife of the within named Powhatan Toney who, being by me examined separate and power from the husband touching her signature to the within deed of the husband. Given under my hand and official seal of office, this the 3 day of August , 193 5 (50al) W.S.Butler, Julice of Froin te Notary Fublic THE STATE OF ALABAMA, COUNTY OF MADISON. I.W.E. Butler, Judge of Frobate, do hereby certify that the within conveyance was filed in my office for record on the 3 day of August 193 5 at 12 o'clock Martine Marry and dup recorded. W.E. BUTLER, Judge of Probate.	tors, successors and assigns, covenant in fee simple of said tract or parcel o the same is free of all encumbrances of all persons whomsoever. It is understood and agreed tha when necessary, and that when the p IN WITNESS WHEREOF we have	the consideration aforestid, we do for outset to and with the said United States of Amer- f land; that we have a good and lawful right , and that we will forever warrant and defe t wherever in this instrument the singular is plural is used, the plural likewise applies to a horeunto set our hands this th Mary Toney Powhstan Tone	Wes, for our heirs, executive, are lawfully), to sell and convey the san of the tille thereto again umber is used, it applies the singular if and when a 23 day of August y	tors and administra- scized and possessed me as aforesaid; that at the lawful claims to the plural if and necessary. , 1935.
SEAL)       W.S. Butler, Judge of Prob to Notary Public         THE STATE OF ALABAMA, COUNTY OF MADISON.      Notary Public in and for said county, in said state, do hereby certify that on the 3 day of August , 193 5 , came before me the within named Mary Toney         known to me (or made known to me) to be the wife of the within named Powhatan Tonay         who, being by me examined separate and prost from the husband touching her signature to the within deed of the husband.         Given under my hand and official seal of office, this the 23 day of August , 193 5         Global       w.S. Butler, Judge of Probate , Notary Public         THE STATE OF ALABAMA, COUNTY OF MADISON.         1, W. E. Butler, Judge of Probate, do hereby certify that the within conveyance was filed in my office for record on the 23 day of August 193 5 at 12 o'clock * M. and duy recorded.	<ul> <li>The state of all encumbrances of all persons whomsoever.</li> <li>It is understood and agreed that when necessary, and that when the pink when necessary, and that when the pink with the pink with</li></ul>	the consideration aforestid, we do for outset to and with the said United States of Amer- f land; that we have a good and lawful right , and that we will forever warrant and defe t wherever in this instrument the singular is plural is used, the plural likewise applies to a horeunto set our hands this th Mary Toney Powhstan Tone Powhstan Tone TY OF MADISON. Frobate <u>a Neary Public</u> in and for nd, Powhstan Toney	wes, for our heirs, execution is that we are lawfully , to sell and convey the sar not the tille thereto again number is used, it applies the singular if and when e 23 day of August y y said county, in said state,	tors and administra- seized and possesses ne as aforesaid; that at the lawful claims to the plural if and necessary. , 1935.
THE STATE OF ALABAMA, COUNTY OF MADISON.         I.W.E.Butler, Judge of Probate         on the S3 day of August       , 193 5, came before me the within named Harry Tonay         known to me (or made known to me) to be the wife of the within named       Fowhatan Tonay         schweledged who, being by me examined separate and space from the bashand touching her signature to the within deed of the husband.       Given under my hand and official seal of office, this the S3 day of August       , 193 5         Given under my hand and official seal of office, this the S3 day of August       , 193 5       (Gaal)       Notary Public         THE STATE OF ALABAMA, COUNTY OF MADISON.       .       .       .       Notary Public         13 day of August       193 5 at 12 o'elock       M. and duy recorded.       W. E. BUTLER, Judge of Probate.	THE STATE OF ALABAMA, COUNT I.S. R. DULLEY, JUNEY ON ALABAMA, COUNT L.S. R. DULLEY, JUNEY OF ALABAMA, COUNT Mary Toney and husber whose names arraigned to the fore being informed of the contents of the	the consideration aforesaid, we do for ourse to and with the said United States of Amer- f land; that we have a good and lawful right , and that we will forever warrant and defe t wherever in this instrument the singular r plural is used, the plural likewise applies to a horeaunto set our hands this this Mary Toney Powhstan Tone Powhstan Tone TY OF MADISON. Frobate <u>ANStarp Public</u> in and for nd, Powhstan Toney regoing conveyance, and who are known to be conveyance the wave to be same volum	ves, for our heirs, executive ice that we are lawfully , to sell and convey the san and the title thereto again number is used, it applies the singular if and when a 23 day of August y said county, in said state, me, acknowledged before tarily on the day the sam	tors and administra- seized and possesses as aforesaid; that at the lawful claims to the plural if and necessary. , 1035.
I, S. Sutler, Judge of Probate , Noisey Public, in and for said county, in said state, do hereby certify that on the 23 day of August , 193 5 , came before me the within named Mary Toney known to me (or made known to me) to be the wife of the within named Powhatan Toney schnowledged that she signed the same of her own free All and accord, and without fear, constraints, or threats on the part of the husband	<ul> <li>tors, successors and assigns, covenant in fee simple of asid tract or parcel of the same is free of all encumbrances of all persons whomsover.</li> <li>It is understood and agreed that when necessary, and that when the p IN WITNESS WHEREOF we have</li> </ul> THE STATE OF ALABAMA, COUNT I. WITNESS WHEREOF we have THE STATE OF ALABAMA, COUNT I. M. E. Dutler, Judge of Mary Tongy and husbar whose names areaigned to the fore being informed of the contents of th Given under my hand and of	the consideration aforesaid, we do for ourse to and with the said United States of Amer f land; that we have a good and iswful right , and that we will forever warrant and defe t wherever in this instrument the singular is plural is used, the plural likewise applies to a hereunto set our hands this th Mary Toney Powhstan Tone Powhstan Tone TY OF MADISON. Frobate <u>ANGERP</u> Public, in and for nd, Powhstan Toney going conveyance, and who are known to be conveyance they'executed the same volur ficial seal of office thisthe "3 day of	ves, for our heirs, executive ise that we are lawfully , to sell and convey the san and the tille thereto again number is used, it applies the singular if and when a 23 day of August y said county, in said state, me, acknowledged before tarily on the day the sam August	tors and administra- seized and possesses as aforesaid; that at the lawful claim to the plural if and necessary. , 1935. 1935.
on the 3 day of August , 193 5 , came before me the within named Earry Toney known to me (or made known to me) to be the wife of the within named Powhatan Toney who, being by me examined separate and possificant from the husband touching her signature to the within deed acknowledged that she signed the same of her own free All and accord, and without fear, constraints, or threats on the part of the husband. Given under my hand and official seal of office, this the 3 day of August . 193 5 (50al) * W.E.Butler, Julie of From te Notary Future THE STATE OF ALABAMA, COUNTY OF MADISON. 1. W. E. Butler, Judge of Probate, do hereby certify that the within conveyance was filed in my office for record on the 3 day of August 193 5 at 12 o'clock * M. and duly recorded. W. E. BUTLER, Judge of Probate.	THE STATE OF ALABAMA, COUNT IN WITNESS WHEREOF we have the state of the country of the state of the state of the state of the state of all persons whomsover. It is understood and agreed that when necessary, and that when the p IN WITNESS WHEREOF we have THE STATE OF ALABAMA, COUNT I, W. E. Dutler, Judge of J Mary Tongy and husbar whose names areaigned to the fore being informed of the contents of th Given under my hand and of SEAL)	the consideration aforesaid, we do for outset to and with the said United States of Amer f land; that we have a good and lawful right , and that we will forever warrant and defe t wherever in this instrument the singular r plural is used, the plural likewise applies to a horeunto set our hands this th Mary Toney Powhstan Toney Powhstan Tone TY OF MADISON. Frobate <u>ANERT</u> Fublic, in and for nd, Powhstan Toney spoing conveyance, and who are known to be conveyance the jexecuted the same volum ficial seal of office this the Construction of W.S.Builler, J	ves, for our heirs, executive ise that we are lawfully , to sell and convey the san and the tille thereto again number is used, it applies the singular if and when a 23 day of August y said county, in said state, me, acknowledged before tarily on the day the sam August	tors and administra- seized and possesses as aforesaid; that at the lawful claim to the plural if and necessary. , 1935. 1935.
who, being by me examined separate and sparat from the husband touching her signature to the within deed of the husband. Given under my hand and official seal of office, this the 23 day of August . 193 5 (Seal) * W.S.Butler, Julie of Fronte Notary Public THE STATE OF ALABAMA, COUNTY OF MADISON. 1. W. E. Butler, Judge of Probate, do hereby certify that the within conveyance was filed in my office for record on the 23 day of August 193 5 at 12 o'clock * M. and duly recorded. W. E. BUTLER, Judge of Probate.	<ul> <li>THE STATE OF ALABAMA, COUN' I.V. S. S. DULLEY, JUNE TO BALLEY, JUNE TO BALLEY, JUNE TO BALABAMA, COUN'</li> <li>THE STATE OF ALABAMA, COUN'</li> <li>I.N. WITNESS WHEREOF WE have</li> </ul>	TY OF MADISON.  Frobats	wes, for our heirs, execution is that we are lawfully , to sell and convey the san of the till thereto again number is used, it applies the singular if and when o 23 day of August y said county, in said state, me, acknowledged before tarily on the day the sam August	tors and administra- seized and possessed me as aforesaid; that at the lawful claim to the plural if and necessary. , 1935. , 1935. , hereby certify that me on this day that e bears date. 193 5 plary Public
Given under my hand and official seal of office, this the '3 day of August . 193 5 (Seal) W.E.Butler, Julce of From the Notary Fublic THE STATE OF ALABAMA, COUNTY OF MADISON. I. W. E. Butler, Judge of Probate, do hereby certify that the within conveyance was filed in my office for record on the 25 day of August 193 5 at 12 o'clock M. and daly recorded. W. E. BUTLER, Judge of Probate.	<ul> <li>fors, successors and assigns, covenant in fee simple of said transt or parcel of the same is free of all encumbrances of all persons whomsover.</li> <li>It is understood and agreed that when necessary, and that when the p IN WITNESS WHEREOF we have</li> <li>THE STATE OF ALABAMA, COUNT I.W. E. Butler, Judge of Mary Tongy and husbar whose names areaigned to the fore being informed of the contents of the Given under my hand and of SEAL)</li> <li>THE STATE OF ALABAMA, COUNT I, W.E. Shutler, Judge of</li> </ul>	TY OF MADISON.  Frobats	wes, for our heirs, execution is that we are lawfully , to sell and convey the san of the till thereto again number is used, it applies the singular if and when o 23 day of August y said county, in said state, me, acknowledged before tarily on the day the sam August	tors and administra- seized and possessed me as aforesaid; that at the lawful claim to the plural if and necessary. , 1935. , 1935. , hereby certify that me on this day that e bears date. 193 5 plary Public
(Seal) W.S.Butler, Julce of Prointe Notary-Public THE STATE OF ALABAMA, COUNTY OF MADISON. I. W. E. Butler, Judge of Probate, do hereby certify that the within conveyance was filed in my office for record on the 23 day of August 193 5 at 12 o'clock M., and duly recorded. W. E. BUTLER, Judge of Probate.	<ul> <li>THE STATE OF ALABAMA, COUNTLY TONEY and the formed of the same is free of all encumbrances of all persons whomsover.</li> <li>It is understood and agreed that when necessary, and that when the plant of the same is supported by the same is th</li></ul>	TY OF MADISON.  Frobate	ves, for our heirs, execution is that we are lawfully , to sell and convey the san and the tille thereto again number is used, it applies the singular if and when e 23 day of August y said county, in said state, me, acknowledged before tarily on the day the sam August , udge of Frota to <del>N</del> ald county, in said state, d id lary Toney tan Toney	ors and administra- seized and possessed me as aforeaid; that it the lawful claims to the plural if and necessary. , 1935. , 1935. , hereby certify that me on this day that e bears date. 193 5 plary Public o hereby certify that
THE STATE OF ALABAMA, COUNTY OF MADISON. 1. W. E. Butler, Judge of Probate, do hereby certify that the within conveyance was filed in my office for record on the 23 day of August 193 5 at 12 o'clock M., and duly recorded. W. E. BUTLER, Judge of Probate.	<ul> <li>tors, successors and assigns, covenant in fee simple of said tract or parcel of the rame is free of all encumbrances of all persons whomsover.</li> <li>It is understood and agreed that when the part is understood and agreed that when the part is under the part of t</li></ul>	TY OF MADISON.  Frobels	ves, for our heirs, executions, executions, to sell and convey the sam is that we are lawfully , to sell and convey the sam of the title thereto again number is used, it applies the singular if and when o 2.3 day of August y y said county, in said state, me, acknowledged before tarily on the day the sam August , udge of Proin to we had county, in said state, d d Eary Toney tan Toney of touching her signature thout fear, constraints, or	tors and administra- seized and possessed me as aforesaid; that at the lawful claim to the plural if and necessary. , 1935. , 1935. , hereby certify that me on this day that e bears date. 193 5 otary Public o hereby certify that to the within deed threats on the par
<ol> <li>W. E. Butler, Judge of Probate, do hereby certify that the within conveyance was filed in my office for record on the 23 day of August.</li> <li>193 5 at 12 o'clock M., and duly recorded.</li> <li>W. E. BUTLER, Judge of Probate.</li> </ol>	<ul> <li>In the simple of said tract or parcel of the rame is free of all encumbrances of all persons whomsoever.</li> <li>It is understood and agreed that when necessary, and that when the pinners, and pinners, and the pinner</li></ul>	the consideration aforestid, we do for outset to and with the said United States of Ameri f land; that we have a good and lawful right and that we will forever warrant and defe- t wherever in this instrument the singular re- plural is used, the plural likewise applies to a horaunto set our hands this the Mary Toney Powhstan Toney Powhstan Toney Powhstan Toney spoing conveyance, and who are known to be conveyance the executed the same volum ficial seal of office this the 'S' day of W.S.Dutler, J TY OF MADISON. ProbateNotary Fublic, in and for s , 193 S , came before me the within name to be the wife of the within name for the back ame of her own free within and we within a same to be the wife of the within name for the back ame of her own free within and we within a same to be the wife of the within name for the back ame of her own free within and we ficial seal of office, this the 'S' day of 'A	ves, for our heirs, executive is that we are lawfully , to sell and convey the sar and the tille thereto again number is used, it applies the singular if and when e 23 day of August y said county, in said state, me, acknowledged before tarily on the day the sam August , udgeof Prointo we ald county, in said state, d d Hary Toney tan Toney the touching her signature theore fear, constraints, or ungust , 1	tors and administra- seized and possessed me as aforesaid; that at the lawful claim to the plural if and necessary. , 1935. , 1935. , hereby certify that me on this day that e bears date. 193 5 otary Public o hereby certify that to the within deed threats on the par
L. W. E. Butler, Judge of Probate, do hereby certify that the within conveyance was filed in my office for record on the 23 day of August 193 5 at 12 o'clock M. and duly recorded. W. E. BUTLER, Judge of Probate.	<ul> <li>tors, successors and assigns, covenants in fee simple of asid tract or parcel of the same is free of all encumbrances of all persons whomsores.</li> <li>It is understood and agreed that when the parcel of the same is free of all encumbrances of all persons who are seen as a second of the same is free of all encumbrances of all persons.</li> <li>THE STATE OF ALABAMA, COUNT I, WE STATE OF ALABAMA, COUNT I, WE TO BE AND AND AND AND AND AND AND AND AND AND</li></ul>	the consideration aforestid, we do for outset to and with the said United States of Ameri f land; that we have a good and lawful right and that we will forever warrant and defe t wherever in this instrument the singular re- plural is used, the plural likewise applies to a horaunto set our hands this the Mary Toney Powhstan Toney Powhstan Toney Powhstan Toney spoing conveyance, and who are known to be conveyance the executed the same volum ficial seal of office this the 'S' day of W.S.Dutler, J TY OF MADISON. ProbateNotary Fublic, in and for s , 193 S , came before me the within name to be the wife of the within name for the back ame of her own free within and we within and we contained separate and spars from the husban ame of her own free within a day of the same of office, this the 'S' day of A	ves, for our heirs, execution is that we are lawfully , to sell and convey the sar and the tille thereto again number is used, it applies the singular if and when e 23 day of August y said county, in said state, me, acknowledged before tarily on the day the sam August to ald county, in said state, d id lary Toney tan Toney id touching her signature intout fear, constraints, of ungust , 1	tors and administra- seized and possessed me as aforesaid; that at the lawful claims to the plural if and necessary. , 1935. ,
W. E. BUTLER, Judge of Probate.	<ul> <li>THE STATE OF ALABAMA, COUNTLY TONEY and the source of the same is free of all encumbrances of all persons whomsever.</li> <li>It is understood and agreed that when necessary, and that when the pinners of the same is supervised by the source of the same is a source of the same is the t</li></ul>	the consideration aforestid, we do for outset to and with the said United States of Amer- f land; that we have a good and lawful right , and that we will forever warrant and defe t wherever in this instrument the singular plural is used, the plural likewise applies to a horaunto set our hands this th Mary Toney Powhetan Tone TY OF MADISON. Probate <u>ANGER Public</u> , in and for nd, Powhetan Toney regoing conveyance, and who are known to be conveyance the vector the same volum ficial seal of office this de States, Juntler, J TY OF MADISON. Probate <u>ANGER Public</u> , in and for s , <u>103</u> 5 , came before me the within name to be the wife of the within name <u>Powhe</u> camined separate and spart from the husban ame of her own free will and accord, and w ficial seal of office, this the <sup>23</sup> day of A <u>W.S.Ruttler</u> , Junce TY OF MADISON.	ves, for our heirs, execution is that we are lawfully , to sell and convey the sar and the tille thereto again number is used, it applies the singular if and when e 23 day of August y said county, in said state, me, acknowledged before tarily on the day the sam August to ald county, in said state, d id lary Toney tan Toney of Probate to	tors and administra secied and possessor me as aforesaid; that at the lawful claim to the plural if and necessary. , 1935. , 1
	<ul> <li>THE STATE OF ALABAMA, COUNT I, W.E. Buller, Judge of the same is free of all encumbrances of all persons whomsover.</li> <li>It is understood and agreed that when the pinness of all persons whomsover.</li> <li>It is understood and agreed that when the pinness of all persons whomsover.</li> <li>It is understood and agreed that when the pinness of all persons whomsover.</li> <li>It is understood and agreed that when the pinness of all persons whomsover.</li> <li>It is understood and agreed that when the pinness of all persons whomsover.</li> <li>It is understood and agreed that when the pinness of the pinness of the same strateging and that when the pinness whose names areasigned to the fore being informed of the contents of the Given under my hand and of SZAL)</li> <li>THE STATE OF ALABAMA, COUNT I, W.E. Butler, Judge of on the 13 day of August known to me (or made known to me) seknowledged that she signed the so of the handband.</li> <li>Given under my hand and of (Smal)</li> <li>THE STATE OF ALABAMA, COUNT I, W.E. Butler, Judge of Probaband.</li> </ul>	the consideration aforestid, we do for outset to and with the said United States of America f land; that we have a good and iswful right and that we will forever warrant and defe- t wherever in this instrument the singular re- plural is used, the plural likewise applies to a horaunto set our hands this the Mary Toney Powhstan Toney Powhstan Toney Powhstan Toney agoing conveyance, and who fire known to be conveyance the executed the same volum ficial seal of office this the 2 day of W.S.Butler, J TY OF MADISON. ProbateNotary Fublic, in and for s , 193 5 , came before me the within name to be the wife of the within nameFor the separate and spare from the husba arms of her own free within and we ficial seal of office, this the 23 day of W.S.Butler, June TY OF MADISON.	ves, for our heirs, execution is that we are lawfully , to sell and convey the sar and the tille thereto again number is used, it applies the singular if and when e 23 day of August y said county, in said state, me, acknowledged before tarily on the day the sam August , udgeof Proin to N aid county, in said state, d id lary Toney tan Toney at tooching her signature thout fear, constraints, or usust , , of Proin to N	ors and administra- seized and possessed me as aforeadid; that it the lawful claims to the plural if and necessary. , 1935. ,

1MAD. Co. AL Dual Book 1424 Page 167-168

Warranty Beed

L. G. Fields et als Trustees to the United States of America

The State of Alabama Madison County.

Know all men by these presents, that for and in consideration of the sum of Four Rundred Twenty-five and no/100 (\$425.00) dollars, cash in hand paid to the unterstand, by the United States of America, the receipt of which is hereby addnowledged, we the unterstand grathtors, L. G. Fields, as Fastor of the Soring Hill Church, and Fowhatan Forey. Pitts Griffin, and Andy Cowan, as Trustees of the unterstander Conference of Lowe and String Hill Churches, Huntaville Herrict, Central Alabama Conference of Methodist pisconi Church, have this day bergeined and sold, and by these presents do hereby grant, invain, sell, and convey unto the United States of America, the following described tract or sreel of Land, lying and being in Madison County, Alabama, and more particularly bounded and described as follows: A tract of Land lying in Madison County, State of Alabama, in Tornship five (5) South, Mange Two (2) West, and more particularly described as follows:

A portion of the north half (N2) of the south half (S2) of the South half (S2)

of Section Two (9) and more particularly described as follows:

Beginning at a point in the east line of the southwest quarter (SW4) of Section No (2) approximately eight hundred minety (880) feet north of the southeast corner of the southwest quarter (SW4) of fection Two (2), a corner of the lands of James Tillman Williams and Miss Annie Lou Toney; then a west with Miss Annie Lou Toney's line twenty-five (25) feet to a point; thence north two hundred men (210) feet to a point; thence east twenty-five

feet to a point in the east line of the southwest cuarter (3W.) of section Two (2) a corner of the lands of Mi s Annie Lou Toney, and James Tillman Williams, thence east with James Til Williams's line eighty (80) feet to a point, a corner of the lands of James Tillman William and Arthur Ragland et al; thence south with Arthur Ragland's line two hundred ten (210) feet a point, a corner of the lands of Arthur Rangland et al and James Tillman Williams; theice west with James Tillman Williams' line eighty (80) feet to the point of beginning. The above described land contains five-tenths (0.5) of an acre, more or

less, being further known as Tract WR 835, as shown on map 8-212.1, prepared by the engineers

#### of the Tennessee Valley Auth rity.

To have and to hold the said tract or parcel of land unto the said United States of America, its successors and assigns, in fee simple forever; and for consideration aforesaid, we do for ourselves, for our heirs, executors and administrators, successors and assigns, covenant to and with the said United Stated of America that we are lawfully seized and possessed in fee simple of said tract or parcel of land; that we have a good and lawful right to sell and convey the same as aforesaid; that the same is free of all encumbrances, and that we will forever warrant and defend the title thereto against the lawful claims of all persons whomsoever. It is unterstood and agreed that wherever in this instrument the singular number is used, it applies to the plural if and when necessary, and that when the plural is used, the plural likewise applies to the singular if and when necessary. To have and to hold the said tract or parcel of lend unto the said United

In witness whereof we have hereunto set our hands and seels on this the 15 day of July, 1935.

L.G.Fields (Secl) As Pastor of the Spring Hill Church

Powhstan Toney (SEAL) As Trustee of the <u>Guarterly Conference of</u> <u>Lowe and Spring Hill Churches</u>, Huntsville District, Central Alabama Conference, of <u>Methodist</u>, <u>Episcoval Church</u>.

Witness:-

. obt J. Coker



his Pitts X Griffin (SEAL). mark

As trustee of the Quarterly Conference of Lowe and Spring Hill Churches, Huntsville District, Central Alabara Conference of Methodist Episcopal Church

(SEAL)

his Andy X Cowan

As trustee of the <u>Quarterly Conference</u> of Lowe and Spring Hill Churches, Huntsville District, Central Alabama Conference of Hethodist Episcopal Church.

The State of Alabama Madison County

I, W.E.Butler, Judge of Probate in and for said County, in said State, hereby certif, the L.G.Fields, whose names as Fastor, of the Spring Hill Church, and Powhatan Toney, Pitt Griffit and Andy Cowan, whose names as Trustees of the Carterly Conference of Lowe and Spring Hill Churches, Huntsville District, Central Albama Conference, of Methodist Discoral Church, are signed to the foregoing conveyance and whoir known to be, acknowledged before me on the that, being informed of the contents of the conveyance, the, in their capacity as such Given und er my hand and official seal of office this the 25 day of July, 1935. (Seal)

00

The deed below shows Riley Toney in 1905 selling the land to Powhaton Toney (and other Trustees) for the Spring Hill M. E. Church.

Riley Joney dige State of alabama Madison County Parohattan Joney Elal ) This indereture made and entered into this The 29" day of april 1905 betwee Riley Toney and his wife baccie Toney of The County of Madison State of alabance, parties of The first part and Constration Toney, Hearing Jener and Samuel armet, of the bounty of Madison State of alabarra, parties of The second part, Wilnesset that the said Reley Joney and his wife baccie Juney for and in Consideration of tifteen Dollars (\$1500) to them in hand paid by the said Pau hallan Joney Harris Joney and Samuel armete Trustees in Trust, and their successor in office for the Methodist Episcopal church and Known as pring tice Church for The use and benefit of The manustry and membership of said church in the united States of annew subject to the discipline usage, and munistered appointments of the said Church as from line to hive anthorized and declared, and if sold The proceeds shall be disposed of and used in accordance with the provision of said discipline. The receipt is hereby acknowled has this day given, granted, bargained conveyed and confirmed and by these pres do give, grant, tragain sell, convey Confirm mulo the said aboved new

461in Trust and their successors in office for the we and benefit, of the above named Church all that certain lot of land, lying and being in the Currenty of Madison, State of alabama, mainer and described as fallows, to-wit: its being in Sourstip 5 Rauge 2 West and being a part or parcel of land conveyed to us by dud november 28" 1904, by Hearing Tollen Lover, and Pille Griffin. See deed Book Jol 93 page 285, The land herein meant to be conveyed is described as being one half (1) acre begins ming at a point on the Heatton Road and remaining East along said road One Hundred and five (105) feel. to land of the Brothers and Disters of Hower, and have north with said land Levo Heundred and Ten (210) fear to lands of the unde ersigned, and thence west will the cause of the unduriqued, One hund red and time (105) feet thence Sarthe with dands of The undersequel Two hundred and ten (210) fear to the Reatton road The place of beginning and containing One half (2) the acre. off The west side to have and to hold The above described said one hace (2) acre with The tenements and oppeur tenances thereauto belonging or anywise opportaining with the said Trustee, in brust and their succes 223 un office for the use above described and assigneds forever, and The said Richery Joney and This wye ballie Soney for themselves Their here executors and administrators do hereby warrant and will forever defend The tille to the above described and here by granted muto the said Trustees in trust and their successore in office against and betwee our heirs and all and every person or persone claining or holding under us The said Riley Toney and the wife Sallie Toney on The claime or demande of all and every person or persons, whomesoever. In testimony where of the said Riley Loney and his wife Sallie Joney heremeto subscribe our names and affin our seals the fay and year above Written.

The deed below shows land sold to Powhaton & Mary Toney plus Pitts Griffin for the use of the "Brothers and Sisters of Honor", as mentioned in the deed above, which was for the Spring Hill M. E. Church. This deed also mentions several roads in the area. The Huntsville and Triana Road (also called a "Pike" in other instances) was what is now called Anderson Road.

Anna Lou Toney to Fitta Griffin, etals as Trustees for Benevolent Frothers and Sisters of Honor	State of Alabama Madison County	MAD. G. AL Deed Book 144 Page 351
This Indenture made and entered into by an soman, of Madison County, as party of the first foney and Mary Toney, as Trustees for Benevole mutaville, Alabama, as parties of the second Witnesseth, that said party of the first pa five (\$25.00) dollars cash in hand paid, receil granted, hargained, sold, and conveyed and doe sell and convey unto parties of the second par lying and being in Madison County, Alabama, pa	ent Brothers and Sisters of Darti art, in consideration of th lpt of which is acknowledge is by these presents give,	Powbatan Honor of e sum of Twenty d, has given,
One half acre taken evenly off the North si		land in
Madison County, Alabama, which plot of ground		
at the intersection of what is known as the Hu		
House or Bradford road; thence northwardly alo	The second secon	A DESCRIPTION OF A DESC
chains to a stake; thence eastwardly at right		
at right angles five chains; thence weatwardl		
To Have and To Hold unto said parties of th and assigns forever; and in consideration of t does covenant with and represent to parties of of an estate in fee in and to said lands, that she will forever warrant and defend the title second part and unto their successors and assi In Witness Whereof the said party of the and seal on this the 12 day of October, 1935.	te second part and to their the premises the party of t the second part, that she the same is free of encur to the same unto said par	r successors the first part e is seized hrance and that ties of the
	Anna Lou Toney	Seal

The deed below shows the purchase of the East Half of the Northeast Quarter of Section 11, Township 5 South, Range 2 West, by Powhaton Toney in December of 1904 from the American Freeholder Land & Mortgage Company of London, Limited. The transaction was executed by an agent in New York. This purchase was for the land where the Powhaton Toney Cemetery is located now.

Aminin how have remertrage compuny Rim The State Johno Korking Hur Conthe Country & Brow are francis That for an in c hunnel and sixty & goudana in granter the American I rechoed dance Company of hondon himtuce, no have price by Conchatan Joney of munino County Stars of Alabare The neight where This acknowledge it The Laice the American Hnachouchance hance have gage Compung of honcer hunder, acting by its atterney, dues grant bargaine sucand convy unto The saire Porhutan Toney the bouning describer mue estare to with, The East half of the North East quarter (2/12 of hE 14) of section econo (1) in Sourseling five (5) Runge (2) Sure west Containing uging (40) and more or less, situated in maning County Alabana To have and To have To The saile Powhaten Long his their cure any no beven had said Company dofer it seef comment with The Anice Powhaten Loney his Hims and Arigns That it is combury signe in fur single four fremen: That They are free from all in human and that it has a good right to a convey the sume as about in that it will Warrant and colona The Sume to the said Probucino Loncy his. Hims and anyns bernen against The enoper aunof au prom In withere where Bits sain anoney has he Litting the American montgage Congreges turitay.

While Powhaton Toney was a landowner and Trustee of two churches (at the same time), he also had adverse experiences with the legal system of Madison County. There were several "Certificates of Judgment" by the Circuit Court against him. Some of them are shown below. The first one is in favor of the Henderson National Bank, and that bank building (with its name embossed) is still standing on the west side of the courthouse square in Huntsville.

MAD. G. AL 128 lit count 10 128 IN THE COUP OF MADISON COUNTY, ALABAMA. Date of Judgmen Amount of Judgment for Damages 00 Amount of Costs Defendants Oleste day of portify that Defendant nun Thollars WN and that is Plaintiff's Attorn ent, and that person hat said Plaintiff is owner of said Ju R 193 3 er my hand, this THE STATE OF ALABAMA, MADISON COUNTY. in and for said Co nty and State, do hereby certify that th WITNESS, th

147 Circuit COURT Jeanette Melzger IN THE OF MADISON COUNTY, ALABAMA. Plaintiffs. Date of Judgment December 19. 193 3 Amount of Judgment for Damsges . . . . \$ 133.63 900 Amount of Costs Circuit Court. December of the . 193 3 Ath tify that on the day lanette. metzger Parchattan Joney Plaintiff , recovered of Defendant \_\_. in the Circuit Court of said County. the sum of One Rundred therty three and its is to the tother and nofto Judgment for Dollars, Dollars, and for the further sum of price is Plaintiff's Attorney 10 costs of suit, and that costs of suit, and that of Record; that said Plaintiff is owner of add Judgment, and that nof property of Defendant is exempt from levy and sale bereander. Eleck Curant Court Given under my hand, this 78 day of Dec THE STATE OF ALABAMA, MADISON COUNTY. I, THOMAS W. JONES, Judge of Probate in and for sold County and State, do hereby certify that the foregoing Certificate of the Court of said County, was filed for registration Dec , 198 D, at 10 20 clock ( St. and duly recorded on same day. on the 28 day of X WITNESS, this 28 day of Thoo Sec . 1003 Judge of Probate. XP Wuden COURT 198 0 85 young Court outsuelle bereby certify that on the De 193 2 MAD. Co. AL circuit court contificate of Judgment O Wuden Plaintiff\_, recovered of 9-8- 147 10 Defendant . Judgment for in the Dollars, the sum of Dollars, and for the further sum of. Rauce I is Plaintiff's Attorney costs of suit, and that of Record; that said Plaintiff is owner of said Judgment, and that no property of Defendant is exempt from levy and sale hereunder. Given under my hand, this 39 day of diece , 193 3 Coming young Check thill Infection Canrt THE STATE OF ALABAMA, MADISON COUNTY. THE STATE OF ALARAMA, MADISON COUNTY. I, THOMAS W. JONES, Judge of Protecte in and for asid County and State, do hereby certify that the foregoing Certificate of the Clurk of the State of Court of said County, was filed for registration the Iq day of Nec. 193 3, at 11 ° o'clock M., and duly recorded on same day. WITNESS, this Iq day of Nec. 193 3 At 11 ° o'clock M., and duly recorded on same day. on the Jq day of Judge of Probate.

(10) acres 40 Jonet 11. 7. 5 Ry 51m IN THE Givenit COURT OF Plaintige. MADISON COUNTY, ALABAMA. Date of Judgment J- 19-23 2 4 Defendants. - Clerk of the - Circlick Nolice Cunt. 1. Carter County and State, hereby certify that on the 27.2.2 19 day of Therey M. Hutken Paro hallow Ja Defendant Juddmint Free Arundue Iros & 34 Dollare the cam of I for the further sum of Third Tory and Dollars is Plaintiff's Attorney a of ouit, and that R. C. S. Smith nt; that sold Plaintig in mener of said Judgment, and that no property of Defendant is ecompt from bery and sale hereunder. 154.4 about under my hand, this 31 day of Hear Carter Main MAD. Co. AL Circuit Court Continue of Judgment Boots, y tage 430 Club Circuit lesent 116 THE STATE OF ALABAMA, MADISON COUNTY. I. THOMAN W. JONES, Judge of Probate in and for said County and State, do hereby certify that the foregoing Certificate of the Clerk of the Cir cerit Cours of soid County, was pled for englistration on the 21 1023, at 4 weliert PM., and day recorded on same day. of May 193-2-WIENESS this BI day of Milery Sher. St. you fuilde of Probate.

Farmers Cotton Vil + Fertilizer 2 mpero COURT IN THE Confination - Plaintiffs. Y, ALABAMA. MADE 12/22 192 2 Date of Judgment. men 65:00 Amount of Judgment for Damagen. 2 int of Costs. Defendanta. Arri Ulup inferior lovert of them tron of the Tt. Torra 198 2 22 Der day of hereby certify that on the G.A.S.S.A.S. MAD Cos a lors atte on Defendant P 朝 alersen! 2 Ouro Dollars give +057 11.4 Dellara 2ms + 65/11 the further sum of. is Plaintiff's Attorney Nit. of that Beord; that said Plaintiff is owner of said Judgment, and that go property of Defendant is exempt from keyy and sale hereunder. 190.2 James Given under my hand, this // day of bes R sent clerk of the Surio Court of Monteville, als THE STATE OF ALABAMA, MADISON COUNTY. I. THOMAS W. JONES, Judge of Probate in and for said County and State, do hereby certify that the foregoing Certificate of the I when Court of said County, was filed for registration on the /2 lest of the 192.2 , at 1/1 Julo'clock A.M., and duly recorded on same day. Jam 1 192 3 Jan 2 ho W Do WITNESS this 1 2 day of

183 MAD. Co. AL Circuit Court catilitate of Julyment Parts 2, 2010 123 It L Halsey Grocery Company IN THE Circuit COURT OF Plaintiffs. MADISON COUNTY, ALABAMA. Date of Judgment May 18 la 1925 Farhatan nt of Judgment for Damages, \$202 28 75-Defendanta arie. refa Court, Carter C of the 192 2 10 day of rtify that on the sig Grocery Company Defendant Judgment in the Dollars for the sum of Dollars ine and and for the further Matto is Plaintiff's Attorney costs of suit, and that. of Record; that said Plaintiff is owner of said Judgment, and that no property of Defendant is exempt from levy and sale hereunder. Given under my hand, this 23 day of mar tice Circuit Court THE STATE OF ALABAMA, MADISON COUNTY. I, THOMAS WOONES, Judge of Probate & and for said County and State, do hereby certify that the foregoing Certificate of the Court of said County, was filed for registration on the 22 Clerk of the Circuit // o'clock ... and duly recorded on same day. day of May 1920 , st. WITNESS this 20 192 6 · day of her Anes. Judge of Probate. M L Halsey Procery Compen Circu IN THE COURT OF Plaintiffs. MADISON COUNTY, ALABAMA. Sandire Date of Judgment May 18 1925 Amount of Judgment for Damagos, \_\_\_\_\_\_\_\_53. 28 Defendants. Circuit Court, Palery Crocery Campany. A Carporatie 192 5. X . recovered of 81 Defendant Judgment sum of rel and Dollars and for the further sa Dollars wit, and that is Plaintiff's Attorney of Record; that said Plaintiff is owner of said Judgment, as Given under my hand, this Cherb Cigin THE STATE OF ALABAMA, MADISON COUNTY. I. THOMAS in and for said County and State, do hereby certify that the foregoing Certify ler & debe Circuit-Court of said County, was filed for registration on the day a man 11 o'clock AM., and duly recorded on same day. 192 S. at WITNESS that 23 day of May Thos Loganes 192 5

Visciet IN THE COURT OF Plaintiffa. MADISON COUNTY, ALABAMA a.E.F. nt for Dumans Court. 192 7 by certify that on the Plaintiff recor Date-dant Judge Dolla Dolla a Plaintill's Attorney 1 of Rev intiff is owner ent and that a day of Given under my hand, this THE STATE OF ALABAMA, MADISON COUNTY aid County and State, do hereby certify that the foregoing Certificate of the I, THOMAS W. JONES, Judge of Probate in and Court of said County, was filed for registration on the M 192 WITNESS this day of. Judge of Prohate

In February of 1928 Powhaton Toney claimed the Northeast Quarter of S11, T5-R1W, as his homestead. This was done for tax reduction purposes, and may have also entitled him to claim its exemption from seizure for debts at the time.

MAD. C. AL @ State of alchance CLAINU OF EXEMPTIONS Page 123 etymakken lan Before me, Rachel Tomelinesan, a Tatas Public for and for wait Camity are this has performally appeared Parhaten State Dones, who being by me first hale sevan dath depare and way that he is a resident citizen 2 media on abouty, alchance; that claling as a homeste he had selected and exemption under the complitution and leve gale State of alabaman, all 2 kip night, ticle, interest aged claim in and to the following described tract as farcel of land lying an Lung in madinal County, States Hahana to thit: The Dorch cast quarter 7 retion 11. Forwarding 5 Rauge 2 West, exception therefrom approximately elexen (11) acres in the South west part there of, said tract herein claimed at exemption being been in area Than 160 acres, and the interest 3 affie Therein being leve in value that Thougand (2)000 -) Dallary. Powkatan Janey Iman to accel subscrided before me this day 2 wthereary Rachel Squelin. Witny Public Filed This H day Jet. 1929 at 2PT and hely udge of Protete.

The mortgage record below shows Mary Patton as a widow. She borrowed \$200 in September 1941, using her homesteaded land as collateral. The mortgage was paid in December 1941.

MAD. CA. AL MORTGAGE RECORD BOOK PAGE(S) BOOK STATE OF ALABAMA. 305 50 MADISON COUNTY Know All Men by These Presents: That, Whereas m the undersigned\_ Justy indepted to More. Florence H. Speaks no /100 Dellan (200.00) 0 - of even date her vable as follows: 1942 And, Where I are anxious to secure the payment of said debt, principal and interest when due: Now therefore, in consideration of the previses and said sum of 8. 200.00 to me in the receipt of which is hereby acknowledged, the undersigned many Jonuy d said som of & doo.oo to me in hand paid by said Mon. Flor the undersigned many Joney, a widow do hereby grant, bargain, sell and convey to the said more. Plonenes  $\lambda$ peak the following described real estate situated in Madison County, State of Alabama, viz: port douth In Saly, 2 and except 1 northease exercit 11. 30 Southwat acres du lai 11. 3 Camp property all be 0) acro Din Section II, Lownship 5, Chas 140.30 acnes. and delet se secured there therefore has been and 1941 This mostage satisfied full on this the 6 Witness mon. Florence H Specks m. H. Lanier To Have and to Hold, with the rights, privileges, tenergoits and appurtenances thereunto belonging or in any De appertaining, to the said Said ansigns forever. Lo hereby covenant with may once and that 9- will forever warrant and defend the title thereto against the lawful claims and demands of all persons whomsoever. FIRST-To the payment of the costs and expenses of foreclosing this mortgage, including a reasonable attorney's fee therefor; SECOND-To the payment of amount, principal and interest, doe on said note- together with any taxes on said property or insurance premiums which the mortgagee, or holder of mortgage, may have paid, with legal interest, thereon from the time of uch payment; and THIRD-The balance, if any, to be paid to the undersigned. have hereanto subscribed my name and affixed Muy real this day of In September Jone (SEAL) man (SEAL) (SEAL) -(SEAL) State of Alabama-Madison County 1. A. Berbfu bereby certify that Mary for Notary Public in and for said County in said Smith wide Joney ,a se names\_ the contents of said mo J.R. 194/ Ba blur Notary Public State of Alabama-Madison County

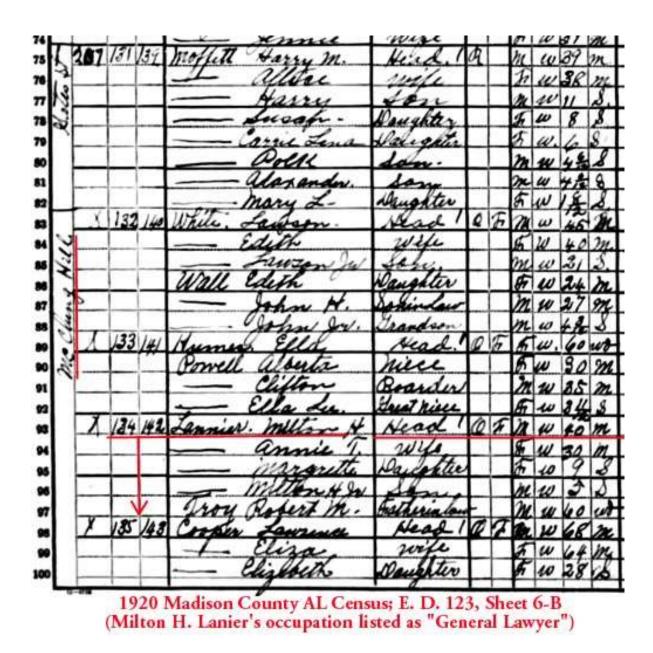
The instrument below shows that Powhaton Toney redeemed the W/2 of the NE/4 of S11-T5-R1W in 1909 from the same American Freehold Land Mortgage Company of London. It also identified the parcel as having been known as "**part of the J. W. Mayhall place**".

82	AND MARCHARMAN	
	State of the second second	and the second state of th
-		
	MAD. Co. AL Dud Book 101	
	Page 82	
first part, and Powhattam party of the first part, 00 100 dollars, to it i n granted, bargained, sold and convey unto the said all that tract or parcel of Alabama, with all the any wise appertaining, an <u>The west half of nort</u> five (5), Range Two (2) w containing eighty (80) ac To have and to h assigns forever. And the defend the title to the a persons whensoever. In testimony whe	This indent between The American its attorney in fac Toney, patty of the for and in considers hand paid, the rece and conveyed, and do party of the second of land lying and be tenements and appurt d described as follo h east quarter (Whof est, hitherto known res of land, more or old to the said part said party of the f bove bargained premi	f N.E. ) of section eleven, (11), Ecwaship
Witness: u. Latif Jones, J.M.Milstead.	of Lon	merican Freehold-Land Mortgage Company, ndon, Limited. mert Grier Patton, Attorney in fact. (Seal)
The State of Texas, McLei	nnan County.	
certify that Robert Grier Mortgage Company, of Lond and who is known to me, a the contents of the convey bears date, and in the ca	Patton, as Attorney on, Limited, whose n cknowledged before m yance, he executed t pacity set forth as	and for said State and county, hereby y in fact for The American Freehold Land hame is signed to the foregoing conveyance be on this day, that being informed of the same voluntarily on the day the same the act of said Company. office this 24th day of Jamuary, 1909.
		J.M.Milstead, Notary Public, Nolennan County, Texas. office of the Judge of Probate of
		. and duly recorded June 29, 1909.
· · · · · · · · · · · · · · · · · · ·		W.T.Lawler, J of P.
-0-0-0-0- <del>000</del> -0-0-0-0-0-0-0-0-0-0-0-0-0	-0-0-0-0-0-0-0-0-0-0	0-

The 1919 land transaction below shows Powhaton & Mary Toney selling land to Milton H. Lanier. The instrument mentions several old roads of the area as boundaries for the parcel.

peratan. Toney and wife	
To Deed	MAD. Co. AL Deed Book 120
M. H. Lanier	Page 275
State of Ababama, Madison County.	
This Inden 1919, by and between Powatan Ten 1919, by and between Powatan Ten 1919, by and between Powatan Ten 1919, by and confirmed and y part, the receipt of which 1 conveyed and confirmed and do by 1920 and confirmed and do by 1921 and the said party of the be County of Madison, State of there the plantation roadway cro commanip 5, Range 2 West, and ru eventy wards, thence Eastwardly	nture made and entered into this the 6th, day of September, ney and wife Mary Toney, as parties of the first part, and as second part, all of the County and State aforesaid, les of the first part, for and in consideration of the sum of 0) Dollars, to them in hand paid by the said party of the sec as acknowledged, have this day given, granted, bargained, sold t these presents give, grant, bargain, sell, convey and con- e second part, the following described real estate, lying in Alabama, described as follows, to-wit: Beginning at a point maning thence Northwardly along the East side of said roadway f seventy yards, thence Southwardly Seventy yards thence West- nning point together with a right of war on said plantation
condway to the Hatton Ford Road. With all and singular the rights he said party of the second par les of the first part, do hereb ad part, his heirs and assigns, escribed, that the same is free ell and covey the same as afore	To Have And To Hold the property above described, together of privileges, tenements, appurtemances and improvements unto t, and unto his heirs and assigns forever. And the said par- by covenant with and represent to the said party of the sec- that they are lawfully seized in fee of the property above of encumbrance, that they have a good and lawful right to seaid and that they will warrant and defend the title to the second part, and unto his heirs and assigns forever. wid Powstan Toney and wife Mary Toney, have hereunte set

Milton H. Lanier was a white lawyer who not only purchased the above parcel of land from Powhaton Toney, but he also witnessed several of the Toney land transactions. It is likely that he was considered the "family lawyer" by the Toneys. Milton H. Lanier is shown below in the 1920 census for reference, one year after the above transaction was conducted.



The original land ownership of the NE/4, S11-T5-R2W is shown below:

OWNSHIP	outh		RANGE2 West	Н	UNTSVILLE MER
DESCRIPTION OF TH	HE TRACT	AREA	UNITED STATES TITLE	Date of Sale	Number of D
PART OF SECTION	Section	Acres 100t	TO WHOM SOLD OR GRANTED	Location or Grant	Certificate M or Warrant
Page 112	0	639.88			
North East 2		159.97	State	23 May 182	8 *Memo
			*River Impts Saml Hattin	6 Jul 183	0/41 * VOR 6,
			J. B. Horton	28 Jul 183	0/41 * VOL 6,
				E VOL 3, p	320
North West 1/2		159.97	Harris Toney, Asse	4 Feb 181	.8 98
Et of SEt		79.88월	John Rowe, Jr.	6 Dec 183	
Why of SEt		79.88		4 Feb 181	
South West 2	-	159.97	Edward Dillard, Asse	4 Feb 181	.8 1274
touch Poor 1	. CII)	641.40			
North East ½ North West ½		160.35	Samuel Hatton, Asse	28 Jun 183	942
North West 2		160.35	Jno. Rowe, Jr. &	25 7 102	1 0(0
South East 2		160.35	Wm. Oliver, Asse	25 Jun 183 2 Jun 183	
NEt of SWt			John H. Lundy, Asse Hundley John Rowe, Jr.	6 Dec 183	
Why of SWh		40 08%	John Cartwright	4 Jun 183	
St of SWE	"	80.17%	Edmund Avres	4 Son 183	
No. Carlet Manager	(12)	643.76	Issue Pat	i + 00p 100	5 0505
the of NEY	<i>w</i>		Mary Lanier 12 Aug 18	3 6 Feb 183	2 4763
No of NEZ		80.47	Edmond Ayres	19 Sep 183	
NEZ of NWZ	"	40.23%	Frank Toney	30 Apr 190	02281
			Holden W. Prout	4 Feb 182	
	1222		*Llso to Frank Toney	30 Apr 190	
SEL of NUL		10 235	Samual Watton	17 11 100	

### OLD LAND RECORDS OF MADISON COUNTY, ALABAMA, by Margaret Matthews Cowart

The transitions of land ownership to 1920 for this section are given in the INDEX below:

			1.000	Section 11 Township	South of Range	What		on Co	unty.	Alabama		
-			-	GRANTOR	GRANTER	MIL OF MILT		I NO	# N.	NWS		
P	60	2151	1000	Lundy, John H	Hatton, Samul	1055	TOP	-				
t	40	22	1000	Ross, John Jr. & Marin 2	Ayers, John C	1838		d Photo	19	1		
t.	12	201120	TIT	Moare, Wa H & Mary C	Hammar . Daniel & Highard	1836	12 3 33	***		1.4		1000
	20	O. Lawrence	Trust	Curturight, John & Hary	Prenefori, Abram	1841	1000			1 1		
1	1 10.0	1000	trust	Enttan, Sumal	Moore, Besjamin 7 %p	1065		1.		1102	1 1	
Ľ.	271	Contract of		Branaford, A & Alizabeth	Finey, Samund	1047	8135	11		1111	1	-
	귀	10000		Rows . John & Marin 2	Bars, Fillion	1549			11	1	+	
	124	100	100	Langley, Thomas at al	Being, Alexander at al	1855	1 2000			1		1
00	424		-	Lowry, 7 0 & minsbeth +	Tonay, Steund	1860	1 States	T III	1	14	13	The state
-	250	· 02	Er ela	A Hagland, Seo 0 4 Mary J	Jonna, Sghort 7 Lawr	1867		4	18-1	TOTOF		
-	65	1190	Jul 4	Agragine, Elize C	Frickell, Robt C admr	104.0	1000	T	10E		C STOR	
-	EL.	Ð	-	Bagland. George by Fr	Pprogine, Kitas C	1078		-	13	THE OWNER	100	CT III
22	566	2	-	Tomey, Manund	Toney, Marris, Mary 1	1070	Contraction in		11	1.		
-	675	2		Agragine, Attas & & Avia	Notra , Barnel B	1870	PID Labor	7	100	1.1.1	1307 100	144
<b>1</b>	東京	3	100	Toney, Hand	Arnett, Finuel	1673			1.5		100	TOS NO
Π.	10	D		Moure, fumel U	Apriging, Janes 3	1074	2-10-3	7	1.44	2 D TORN	F	
are.	0.37	2	101	Sympton, 4 2 + Ballie 2	Pjragine, Surah 1	1876			924	15150		12100
20	265	Doed	1	Arriging, A 45 Acms	Apragina, Jabort a	1076		T	14		E STREET	<b>松田</b> 田日
£.	100	1115	and the second	Maghall, John H & A Z	#10mg, 7 H	1886	1 Aug	T		1 2 3	K FE	-
-	621	2		Spragine, Sorah	Marthall, John #	1885	1.122	4	128	1 Aub		
5	27	Atg.	1.00	Haybell, John H & H J	Avertaun Presbald 1 H Va	1088	1.000	-		al top		
50	36	40241	Mag	Slous, J E	Puntan, 2 4	1000	1-4-1	7		20.00		ALC: NO
122	481	D		Mayhall, A 2 & 2 = by Mtgo	a Rhoeler, 2 5	1000		+			102200	
100	495	D.	100	Hastin, A = & luis = st sl	Fiseler, 3 3	2002	2 2 1 1	-		3.63		111
15	317	2	444	Wheeler, H G & Adula P	Grahan, Benjimin	1294	1.5	7		1916	1 - Ander	1946
	372	-	S. F. L.	Collier, N.C.	Rive, M.S. at al	3190	2.4				1	
7	380	Ste	NS I	Cumpbell, 4 = Careline 3	Great, Lills	1200				1	1111	1000
0	45	5	18.1	Monay, Watking H at al	foreg. Barris	1000	1 1			-		Section 1
	508	110	4054	Forsy, Marris	Fertheiner, Soloman H	1992		1	1	7	1000	
2000	121	Option	2	Stevens, 7 E at al	Nes York Als 011 Communy	1905	Por all		11	Constanting	To a series	1 - 1 - 1
	425	0	-	Orshan, Senjanis & Mary R	Aperican Prachold 1 H Vo	12004	1 1 2	Y	P-P	1.22	1111	1
251	200	2		Aperican Franhold 1 4 Cy	Woney , Touhaten	1014	R. C.R.	-	1	120	1 State	
10011	100	K14		Yoney, Towhatan & Mary	Whiter, Lula #	2004	17 Acres	¥		1 Kills		-
	100	1000		Yoney, Marris	"all, Agruen	1000	10 14 5	1	tok	T	1	
2	<b>祭</b>	NH4	_	Vertheiner, Selemont K	Hell, Herman & Doma L	1906	Part and			14	1 and a lot	+ + + +
0	17.1	- 4FIL		Toney, Mary & Jonhatan	Falloos, "alinia	1004	NO. TOP		124	1-	1 21 21	The local division of the

(continued on next page)

			Section 11	Township	South of Range Statest Madison County, Alabama,							
-	-	3	10 m. 10/2.3.5	CTOR	GRANTEE	BATT INSTRU	E OF UNENY	SATE PRAD	N 10 14 45 NV 51	N W V		
80	333		"silves, Bali	nda e t ol	Fulley & Company	170	ō		Ŧ			
56	195	Mar	Fanage Zowhat		Million , Lula H	110	7		7			
hes		2	A11000 . 4011	and the second se	Foney, Touhatan	110	9		7	1 1		
	INE	3	American Presi		Poney . Fowhatan	190	9		T	2 (17 12)		
ine	364	ALT.	Tonor - Traint		Miller; Inla 4	110	2	1. 1. 1.	T	1	1 advertise	
10	1	230	Toney . Jonha te		Miller, Luis H	190	9		Y			
Los	248	RITIC	Stavens, Jas 3		Love, Alciphue et	1 1910	0				1 74 m	-
act.	20	Destrau	A Barns II H		Keston, Ashert 1	1910	0	100		1.1.1.1		111
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111	401	1218	Tang, Justata	And I REAL TRACK THE REAL PROPERTY AND INCOMENTS.	annon 4 Atrahan	1911	2.0		+	444	1.1.1.1	
107	148	2	Egide, Katie a		town . 5 1	1912	5				T	
101	415	2	Marris . Wo & b	on A I	anter, Kilton H	191	3			A shares	T	
101	180	21	Pumpson, St. at	41 2	anier, Virginia	1913	a la f			a state of the		
107	235	#	Lunier, Virgin		swom, Lavinia	1915		G B LA			3	
07.	111	P	Green . Oreen &		Laurina , Amanda	1912						
107	185	2	Simona, Inst		angeon, Lute	1912	2			1		
07		2	Dawren, John &		owan . Slisn	1918		141 1		1111	1	-
		Ity Hat			tes, - D & eans	1915	1	1			1 1 2	
	種	2	Fride, Katis #		Geo, E L					11	1	
H.	505	2	Seve. I dist of		unier, Milton H	1916		-		The state of the		-
	BOX.		Instan, Mater	W. S. Saute M. T.	anier, Wilton H D	1716		2	-	1 - 2	1	-
TT :	19.2	Celmics.1	Rig. Millior, Jula 2		North Part Land, H. of	4101 2 1916				1.1.1.1		
te .	.57.	3	Sanera Bary & 1		nney, Foshatan un anier, Milton H		1000	1 8 20	1		1 1 1 1 1 1	

The above land records and indexes show that Samuel Hatton in was the first purchaser of the NE/4 of S11-T5-R1W and several adjacent quarters in other sections as well. John W. Looney had some of the adjoining land in the NW/4 of Section 12. In 1845 Samuel Hatton put the NE/4 of Section 11 in a Deed of Trust to Benjamin T. Moore, as Trustee. Several others (Langley, Ewing, Ragland, Jones, Brickell, and Spragins) were involved in transactions regarding the NE/4, until in 1870 the land was transferred from Elias C. & Anna Spragins to Samuel H. Moore. Samuel transferred the land in 1874 to James R. & Sallie K. Spragins, who in turn transferred it to Sarah ("Sallie") A. Spragins in 1876. In 1886, Sarah Spragins sold the land to John W. & A. J. Mayhall, who also sold a portion of it in 1886 to the American Freeholder Land Mortgage Company. It was that company that referred to the parcel as "part of the J. W. Mayhall place" and initially sold the land to Powhaton Toney in 1904, as shown in the deeds and INDEX inserted earlier.

Other aspects of this cemetery are seen in the photos below:



Powhaton-Toney Cemetery, Redstone Arsenal TA6, Madison Co. AL, March 4, 2003 (Area with old type mesh wire enclosure that has fallen apart, plus a metal funeral home marker, just to right of center.)

There is no indication of the names of people buried within this separately enclosed area within the Powhaton Toney Cemetery, other than the old metal funeral home marker. However, the marker no longer has an insert with the name of the deceased, and the serial numbers on the marker are very difficult to interpret. Still, the photos below show the marker in as much detail as could be obtained.



Powhaton-Toney Cemetery, Redstone Arsenal TA6, Madison Co. AL, March 4, 2003



Powhaton-Toney Cemetery, Redstone Arsenal TA6, Madison Co. AL, March 4, 2003



Powhaton-Toney Cemetery, Redstone Arsenal TA6, Madison Co. AL, March 4, 2003



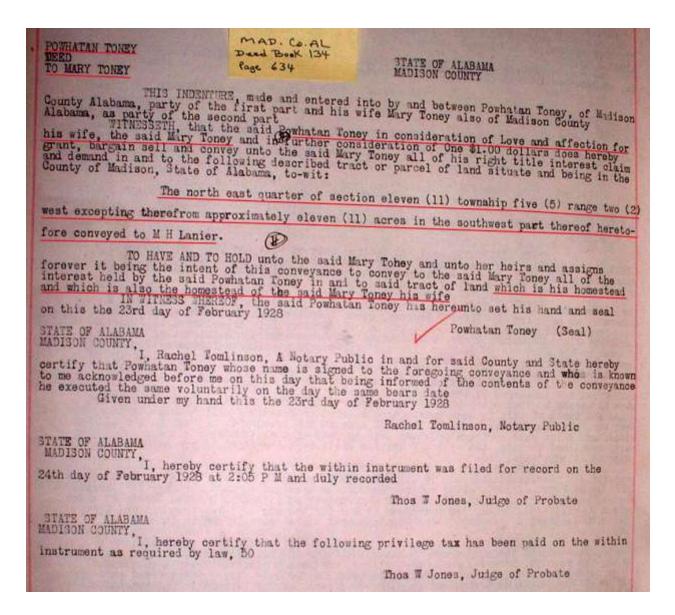
Metal Funeral Home marker in Powhaton-Toney Cemetery, Redstone Arsenal, Madison County AL, March 3, 2003

It may be that the Royal Funeral Home conducted the funeral and emplaced the metal marker, since that funeral home did inter a number of people in the arsenal cemeteries. It is not known whether they have serial numbers of the markers recorded, or if there is enough of this number legible to determine the deceased's name from them, if they did in fact conduct the funeral.

When the effort to explore this cemetery was first undertaken, it was thought that the name Powhaton Toney was actually two different surnames. Thus, the name in the caption of the photos is hyphenated. However, it is now known that Powhaton Toney was indeed one man's name in the area. His marriage record is shown below:

THE STATE OF ALABAMA. MADISON COUNTY. TO ANY OF THE JUDGES OF SAID STATE: ANY JUSTICES OF THE PEACE OF SAID COUNTY: OR OTHER PERSONS LEGALLY AUTHORIZED These are to Juthoriza Don, or either of you, to soleman the Rites of Matrimony power Jorahattan J. Joney and Maky J. Itdors of said County, agreeably to the statute in such cases maile and provided. Given at the office of the Judge of Probate of said County, this 20 Deward inder Provide Course day 1890 of thatthe Solemnized on the 10 day of March 1896 Inch Mg Bnow all Men by these Presents, That we Sowhattan J. Joney dub Wenny Degans of Madison County, State of Alabama, are held and firmly bound unto the State of Alabama in the sum of Two Hundred Dollars. for the use of said State: for the due payment thereof, we bind ourselves and heirs, jointly and severally. Witness our hands and seals, this, the 30 day of March 1806-The Condition of the above Obligation is such, That the said So whattan J. Joney hath this day prayed a Licensen (ram the Judge of the Probate Court of Madison County. to be married to Many J. Indued. Now if there be no lawful cause to obstruct such marriage, then the above obligation to be coid: otherwise to remain in full force, Approved March 90 1806 1500 Pourhatan 9 Money 200 Anstrwark STATE OF ALABAMA. COUNTY OF MADISON. Personally appeared before me. RICE Judge of the Probate Court of said County. Towhattan J. Joney. and made oath that o he is over the age of 21 . years; and that Mary J. France is over the age of 18 years, and lives in this County. Sworn to and subscribed before me this 20 day of March 18th Powhatare 9, Mong. Wilness: Stewark Judge of Probati

Marriage Book 21, Record # 470: Powhaton Toney & Mary T. Graves (Mary T. Graves may be Mary T. Groves, related to Austin Groves?) In February 1828 Powhaton Toney put his land in his wife's name:



The precise reason for the transfer of land into his wife's name by Powhaton Toney is not known, but it was probably either for protection from seizure over debts or in order to avoid probate, if Powhaton expected to pass away soon. However, from other records it is known that he continued to live through 1935, when he sold land to the United States for the use of the Tennessee Valley Authority. It is also known that he did pass away by 1941, when his wife Mary was shown on a mortgage instrument as a widow. The Powhaton Toney Cemetery has not been filled with information to be gained from tombstones. However, it has led into research about a black man who was born just after the Civil War (in 1867) and who died in the late 1930s or early 1940s. His life record shows that he was a fairly responsible man, being a trustee of churches and a member (or officer) of a black honorary society. He obviously had good legal advice in his numerous land transactions, probably as guided by Milton H. Lanier, a notable Huntsville attorney. Yet, he had several circuit court judgments against him, all apparently for debts. Oddly enough, there is no tombstone for Powhaton Toney or his wife in the cemetery that carries his name. Even the one tombstone found in the cemetery was for a name other than Toney. Yet, research has shown that it was indeed for a woman whose maiden name was Toney, so there was probably a close relationship to Powhaton.

While nothing definitive can be shown directly for the burials, other than for Millie (Toney) Horton, it is likely that the cemetery is filled with those who lived in the immediate area around Powhaton Toney, as shown in the census records. In particular, it is likely that many of the members of the Lowe and Spring Hill Methodist Episcopal Churches were buried in the cemetery, since Powhaton was a trustee of those churches. Similar logic would apply to the members of the "Brothers and Sisters of Honor" society. The cemetery could even have been considered more so a church cemetery than a private family cemetery. It is unfortunate that no tombstones were erected, or at least that none remain today, beyond that for Millie Horton. Still, it has been worthwhile to learn of this family headed by a man with an unusual first name. His life left its mark, whether he has a tombstone or not.

Prepared by John P. Rankin, April 6, 2003; revised September 18, 2005