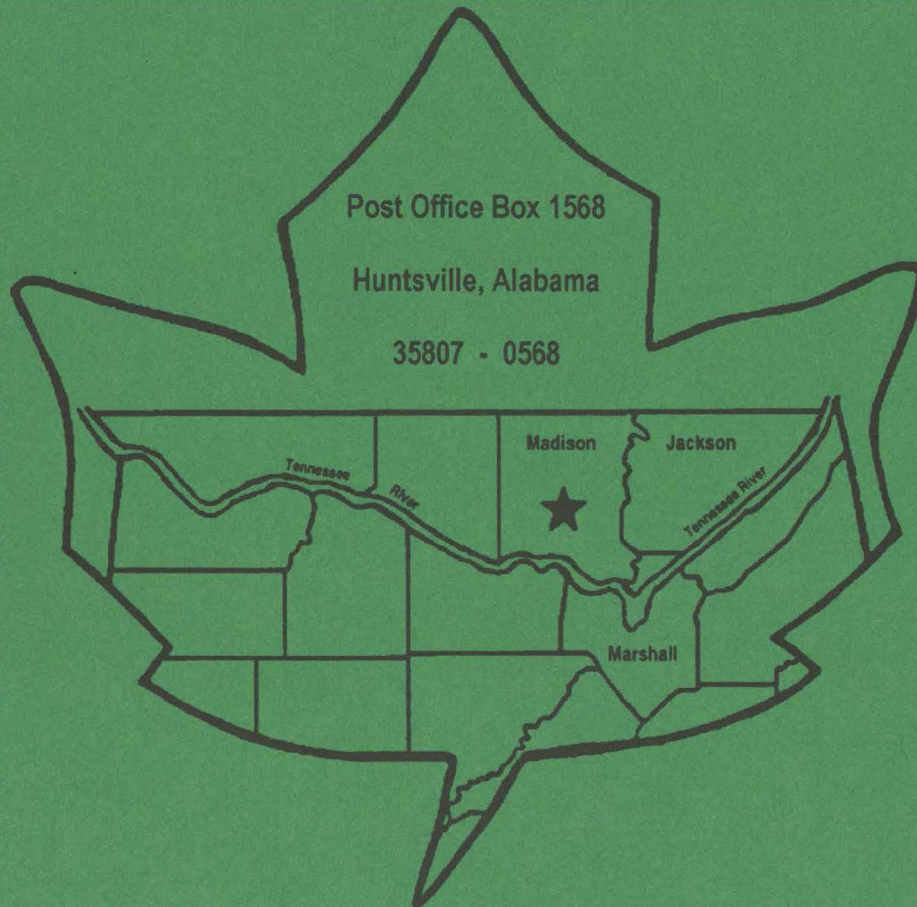

(North Alabama)

Valley Leaves

TENNESSEE VALLEY GENEALOGICAL SOCIETY, INC.

QUARTERLY



Volume 43, Issue No. 3,

March 2009

Valley Leaves

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Volume 43, Issue No.3 March 2009

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TVGS meetings are held on the fourth Thursday of July, Sept., Jan., March and May. Meetings are held at 7:00 p.m. in the auditorium of the Huntsville/Madison County Public Library (915 Monroe St.) unless announced otherwise.

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March, 2009 Meeting

Thursday, March 26

Our next regularly scheduled meeting for members of Tennessee Valley Genealogical Society will be at 7:00 p.m. on March 26. Speaker Nancy Rohr will talk about the most recent *Historic Huntsville Review – A History of Early Settlement: Madison County before Statehood 1808-1819*. Several local authors, including a member of TVGS, wrote for and edited this publication.

May 3, 2009

**Spring Seminar – details inside
Don't miss it!**

Table of Contents

Jackson County (Created 1819; partly burned)	
1899 Probate Court Records, Part 6.....	71
Madison County (Created 1809 as part of Miss. Terr.)	
Flint River Baptist Church Minutes from 1809, Part 1.....	79
Acts of Alabama	85
Marshall County (Created 1836 from Blount-Jackson)	
Deed Record Book A, Part 20.....	87
Deed Record Book B, Part 8.....	92
Things You Should Know	95
Index to Volume 43, Issue 3	97

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Jackson County

Probate Court Records

Part 6 - Continued from Volume 43, Issue 2

Copied, Abstracted, and Contributed by Jacquelyn Procter Reeves

The following records were recorded in the Probate Minutes, Book TT, dated 1897 to 1900 at the Jackson County Courthouse in Scottsboro.

James B. Neighbors, Deceased
Estate of
Order Appointing Committee to Allot
Exemptions
June 30, 1899
Page 349

This day comes Mary E. Neighbors and files her petition in writing and under oath alleging, among other things, that James B. Neighbors was a resident of Jackson County, Alabama, and departed this life on or about the 21st day of April 1899, leaving surviving him the petitioner, said Mary E. Neighbors his widow, and no minor children.

That said decedent owned at the time of his death, no real estate and less than \$1,000 worth of personal property, and prays for an order of this Court appointing Commissioners to allot to her the exemptions of personal property as the statutes in such cases provided.

It appearing to the Court that the allegations are substantially true, it is ordered that said petition be and the same is hereby granted and that L. T. Webb, G. W. R. Larkin, T. B. Woosley be and they are hereby appointed, Commissioners to appraise and set apart the personal exemptions to said widow.

It is further ordered that commissioners issue to (?) forthwith. It is further ordered that said petition be recorded.

Charlotte Parris, Deceased
Estate of
Order Setting day to present Will in
Court
June 30, 1899
Page 350

This day comes H. D. Latimer and files his petition in writing and under oath representing, among other things, that Charlotte Parris died in this County and State on or about the 15th day of May 1896, leaving a last will and testament; that said will is in the hands of Mary F. Stephens, a daughter of deceased, that said Mary F. Stephens has failed and refused to have the same probated; that petitioner is interested in the probating of said will, and prays for an order of this court for an issue of such process as is necessary to have said will brought into Court.

It appearing to the Court that the allegations of said petition are substantially true, it is ordered that the 14th day of July be appointed a day to hear the matter of said petition and the nature thereof.

It is further ordered that Mary F. Stephens have notice of this proceeding by citation to be served personally on her by the Sheriff of this County at least ten days before the said 14th day of July directing her to appear in Court on that day to show cause, if any she can, why said will should not be produced and filed in Court for probate.

C. W. Wallace, Deceased
Estate of
Contest of Allotment of Homestead
June 19, 1899
Page 350

On this day comes Nannie Wallace the widow of C.W. Wallace, deceased, and Isaac Wimberly, the administrator of the estate of said deceased by their attorneys, and on motion of said administrator, it is ordered by the court that S. W. Tate, who is a suitable person, be appointed guardian ad litem for Walter, Edgar, Eastman, Marion, and Bessie Wallace, the minor children of said decedent.

Whereupon comes the said S. W. Tate and files his consent to act as such guardian ad litem and to protect the interest of said minors in this cause. Thereupon the said widow Nannie Wallace, who heretofore for herself and in behalf of said minors, filed exceptions to the allotment of a homestead to them by leave of the court, amends said exceptions by striking out the names of said minors.

On issue being made up under the direction of the court between the said widow on her exceptions to the allotment of homestead and the said administrator and the guardian ad litem. By agreement, it is ordered that this

cause be continued until the 18th day of July 1899.

Charles W. Wallace, Deceased
Estate of
Contest of Homestead Exemptions
July 18, 1899
Page 351

On this day comes Nannie Wallace, the widow of Charles W. Wallace, deceased, and Isaac Wimberly the administrator of the estate of said decedent and also S. W. Tate, the guardian ad litem for Walter, Edgar, Eastman, Marion, and Bessie Wallace, the minor children of said decedent, and the issue heretofore made up in this contest being submitted to the Court.

After hearing the evidence and the argument of counsel, and upon due consideration of the same, it is adjudged and decreed by the Court that the issues are in favor of the defendant and that the several exceptions filed by said widow to the allotment of homestead each and every one of them separately be overruled.

It is further ordered that the report of commissioners appointed to allot said homestead be confirmed and that the following lands described in said report be set apart as a homestead to the said widow and minor children as exempt from administration for the payment of debts to wit: a part of the Thomas Jones reservation in Sec. 1 and 12 of T1, R8 and a part of the fractional NW $\frac{1}{4}$ and NE $\frac{1}{4}$ of Sec. No. 1 of T1, R8E. Also a part of the E half of said Sec. No. 1 bounded on the N by the state line; on the East by the lands of W. C. Glover and Paul Price on the South by Chas. W. Wallace estate, on the West by said Chas. Wallace and better described by attached diagram. It is further

considered that Isaac W. Wimberly, as the administrator of the estate of C. W. Wallace, deceased, recover of the said Nannie Wallace the cost in this contest expended; for which let execution issue.

James B. Neighbors, Deceased
Estate of
Report of Commissioners
July 6, 1899
Page 351

This day comes L. T. Webb, G. H. R. Larkin, and T. B. Woosley who were heretofore appointed and commissioned by an order of this Court to appraise and set apart to the widow of said deceased, certain personal property belonging to the estate of said deceased, filed their report in writing and under oath showing how they executed said commission. It appearing to the Court that said report is regular and in due form. It is ordered that said report be recorded.

Charlotte Parris, Deceased
Estate of
Order on Petition filing Will
July 14, 1899
Page 352

This being the day heretofore appointed more than 10 days before this day to hear the petition of H.D. Latimer, which petition asked for an order and the necessary proceedings of this Court to compel Mary F. Stephens to appear and show cause, if any she could, why the last will and testament of Charlotte Parris, deceased, should not be produced in Court for probate. Comes said Mary F. Stephens and after having the law thoroughly explained to her relating to

such proceeding. Said Stephens produced said will and delivered the same in Court for further proceedings.

G.W. Thomas, Estate
Tenants in Common
Order of Continuance
July 3, 1899
Page 352

This being the day heretofore set to hear the petition of G.W. Thomas and others re tenants in common. It is ordered that this cause be continued till the 15th day of July 1899.

Mary and Vivian Coffey, Minors
Estate of
Order Confirming Compromise
January 28, 1899
Page 352

This day comes Mary R. A. Coffey, guardian for Mary and Vivian Coffey, praying this Court of an order authorizing and confirming a settlement and compromise of certain policy held by his said wards on the life of W. A. Coffey. And it appearing to the Court that said compromise made by said guardian whereby he obtained in compromise of said policy the sum of \$1,571.00 for Mary, and the sum of \$714.28 for Vivian Coffey was a just, fair, and reasonable compromise and was for the best interest of his said wards. It is hereby adjudged and decreed that said compromise be and is hereby in all things satisfied and confirmed.

H. Caldwell, Deceased
Estate of
Order Appointing Administrator

July 17, 1899
Page 353

This day comes G. B. Caldwell and files his application in writing and under oath praying to be appointed to the administration of said estate de bonis non, alleging in his said petition that he is the son of said deceased, who was an inhabitant of this state at the time of his death, that he departed this life in this county intestate more than 15 days before this day, leaving property in this state which has been heretofore administered and disposed of by D. K. Caldwell who was on or about the ? day of 189- appointed administrator by an order of this Court, so that nothing remains except a claim against the government of the United States of the sum of \$127.00 in suit to be administered and also showing in and by said petition who are the heirs and next of kin of said deceased and their respective ages, sex, conditions and residences.

And it being shown to the satisfaction of the Court that the allegations of said petition are substantially true and that D. K. Caldwell has declined to administer upon said estate, and that said G. B. Caldwell having given bond in the sum of \$1,000 with J. W. Moody and J. W. Ashmore as his sureties thereon, which bond with said securities hereon has been duly taken and appears as good and sufficient by the Judge of this Court.

It is ordered, adjudged, and decreed that said G. B. Caldwell be, and he is hereby appointed, administration de bonis non of said estate and that proper letters of administration to issue forthwith to him. It is further ordered that said petition be recorded.

W. R.W. C. Keys, Estate
Tenants in Common
Decree to Sell Land
July 15, 1899
Page 353

This being the day heretofore continued by an order of this Court entered in the premises for hearing the petition heretofore filed in this Court by G. W. Thomas as one of the joint tenants praying for such orders and proceedings as will be necessary to sell certain real estate belonging to ? the petitioner G.W. Thomas W.R.W.C. Keys, C.L. Keys, that as tenants in common or joint tenants for the purpose of division among those entitled upon the ground that the entire income from the said lands does not amount to anything and that it will be to the interest of said estate to sell said lands.

Now comes the said petitioner and moves the Court that his said petition be granted. Also comes S.W. Tate who is not of kin or counsel to said petitioner and who was heretofore regularly appointed by an order of this Court entered and recorded in this proceeding to act as guardian ad litem to represent the interest of all the minors' interests in this proceeding and who has filed in this Court his consent in writing to act as such guardian, and who has put in issue the facts stated in said petition as required by statute.

And it also being shown to the satisfaction of the Court that due notice of the filing and nature of said petition and of the day set for hearing the same has been given according to law in such cases made and provided and strictly in all respects according to the former order of this Court made and entered in the premises on the 2nd day of June 1899 when said petition was filed. Whereupon

the Court proceeds to hear the matter of said petition and the proof submitted in support of the same.

It having been proven to the satisfaction of the Court by the order of B. F. Gibson and Warren Smith who are disinterested witnesses and whose testimony has been taken in this cause by deposition upon direct and cross interrogations as in chancery proceedings and which testimony has been filed of record in this cause that said real estate cannot be equally divided and that it will be to the interest of the estate to have said lands sold for partition and division.

It is therefore ordered, adjudged, and decreed by the Court that said application be and the same is hereby granted, and the said J. H. Gregory is hereby appointed Commissioner and is authorized and required to sell at public outcry in front of the courthouse in this county to the highest bidder for cash on the 7th day of August 1899 after first giving notice of the day, place, and terms of such sale with a description of said land for three successive weeks by publication in the *Stevenson Chronicle*, a newspaper published in this county – the following described real estate belonging to W.R.W.C. Keys, C.L. Keys, Mrs. Maggie Keys, the wife of T.S. Keys, deceased, and his two children, M.A. Hinkle, L.R. Crage, Mrs. R.A. Boothe, to wit: the west half of SW ¼ Section 11, Township 3, Range 8 East in Jackson County, Alabama. It is further ordered that a commission issue to said J. H. Gregory authorizing him to conduct said sale and fully setting forth his duties therein.

George J. Chisenhall
Adopting a Child

Record of Declaration
July 18, 1899

I, George J. Chisenhall, of the County and State aforesaid, being desirous of adopting a male child named Jesse Clarence Chisenhall, age 10 years the 13th day of November 1899, who is the son of Lula Florence Chisenhall, who resides in said County, so as to make the said Jesse Clarence Chisenhall capable of inheriting my estate, both real and personal, in all respects the same as though he were my heir at law, do therefore publish and declare that I have adopted and that by these presents do adopt the said Jesse Clarence Chisenhall as my own child.

I do further declare that it is my desire that the said Jesse Clarence Chisenhall should be called Jesse Clarence Chisenhall. In testimony whereof I hereunto set my hand and seal this the 18th day of July 1899.

Signed in the presence of J. B. Hardworth and W. W. Bayless

his
George J. Chisenhall
mark

State of Alabama
Jackson County

J. C. L. Cargile, Judge of Probate in and for said County hereby certify that George J. Chisenhall whose name is signed to the forgoing declaration and who is known to me acknowledged before me on this day that being informed of the contents of the declaration he made and executed the same voluntarily for the use and purposes therein set forth on the day the

same bears date. Given under my hand this the 18th day of July 1899.

C. L. Cargile, Judge of Probate

Thomas Frazier, Deceased
Estate of
Decree for Dower
July 25, 1899
Page 355

This brings the day appointed by an order of this Court made on the 21st day of June 1899 for hearing the application of Nancy J. Frazier for dower and of the following described lands situated in Jackson County, Alabama to wit: the SE $\frac{1}{4}$ and the E $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec 17 and the S $\frac{1}{2}$ of SE $\frac{1}{4}$ Sec 18, and E $\frac{1}{2}$ of ? E $\frac{1}{4}$ Sec 19 and NW $\frac{1}{4}$ and W $\frac{1}{2}$ of NE $\frac{1}{4}$ and N $\frac{1}{2}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$ Sec 20 all in T3, R4 East, and also 25 acres in the NW corner of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ and SE $\frac{1}{4}$ of NW $\frac{1}{4}$ Sec 31 and W $\frac{1}{2}$ of NE $\frac{1}{4}$ and the E $\frac{1}{2}$ of NE $\frac{1}{4}$ except 30 acres off of the East side thereof in Sec 29 T3 R4 East belonging to the estate of the said deceased.

Now comes the said Nancy J. Frazier and moves the Court that said application be granted and also comes John B. Tally who was heretofore appointed guardian ad litem and who has filed his consent in writing to act as such to protect and represent the interest of Nellie K. Frazier. Thomas F. Jones, John M. & James P. Jones, and James T., William H., Henry E., and Israel Dameron, minors, and it appearing to the Court that George, Gemima E. Cobb, and James T., William H., Israel, and Henry C. Dameron who are non-residents have had notice of the nature of the application and of the time of

hearing the same by publication once a week for three successive weeks in the *Scottsboro Citizen*, a newspaper published in said County and a copy of said paper containing said notice was mailed to said non-residents at their respective post office address.

And it further appearing that J. P. Williams, the administrator, and Mary L. Cudow, Willie A. Austin, Marsha C. Frazier, Cora C. Brewer, and Nancy E. Cochran, who are residents of this state, have had notice of the nature of said application and of the day set to hear the same by citation served upon them ten days before this day.

And it appearing to the satisfaction of the Court that Nancy J. Frazier is the widow of the said Thomas Frazier, deceased, and that he was seized of and possessed of the above described real estate, and that there are legal descendants to said marriage and that dower can be assigned by metes and bounds.

It is ordered by the Court that said petition be granted and the said Nancy J. Frazier be given a dower and of the above ? bid lands. It is further ordered that process issue to the Sheriff of said County to summon five free holders who are citizens of this County and who are not related to the said parties by con? or affinity to allot and set off by metes and bounds one third of the above described lands as a dower to said Nancy J. Frazier, having regard to the improvements and quality of the land, as well as the quantity of the dower.

It is further ordered that said Sheriff and the Commissioners appointed by him make their report to this Court as required by law.

Margaret Williams, Deceased

**Estate of
Order Setting day of Final Settlement
July 20, 1899
Page 356**

This day comes R. G. Kennedy and W. L. Flippo as the executors of the last will and testament of Margaret Williams, deceased, and filed their accounts, vouchers, and evidences of debt for a final settlement of their executorship.

It is ordered that the 17th day of August 1899 be appointed a day to consider the said account and make such settlement at which time all parties of interest may appear and contest the same if they think proper.

It is ordered that notice of the time and nature of such settlement be given by publication for three successive weeks in the *Scottsboro Citizen*, a newspaper published in this County. It is further ordered that W. H. Norwood be, and he is, hereby appointed guardian ad litem to represent and protect the interest of the minor interested in this settlement. It is further ordered that he.... (rest is missing)

**John F. Anderson, Deceased
Estate of
Order Granting Petition to Transfer
Money
July 20, 1899
Page 357**

On this day comes Lanie Keith the executrix in the State of Tennessee of the last will and testament of John F. Anderson deceased, and makes application in writing and under oath for an order authorizing John F. Proctor as the administrator de bonis non with the will annexed of the estate of John F.

Anderson, deceased, to pay over to her the sum of \$1,000 of the funds in his hands belonging to said estate to be used and appropriated in the payment of expenses incident to the defense of the litigation pending in the Federal Court in Tennessee in favor of R. A. Alger and against said estate.

Comes also John F. Proctor and said application being submitted to the Court, it appears that said suit in the Federal Court involves more than the value of the entire estate both in Tennessee and Alabama that after incurring great expense in the preparation of the defense to said suit the same was tried and a decree was rendered in favor of the said estate and that notice of an appeal has been served on the defendants.

That the said Lanie Keith, as such executrix, has no available means with which to defray the expenses incident to the defense of said lawsuit and that the interest of said estate in Alabama as well as in Tennessee imperatively demands that said cause be defended and that the expenses thereof be paid.

And it further appearing that the sum of \$1,000 in said Proctor's hands is not needed to pay the creditor of said estate in Alabama nor for other lawful demands and that the interest of the estate will be subserved thereby.

It is considered by, adjudged, and decreed that the said John F. Proctor, as such administrator, pay over to the said Lanie Keith as such executrix, the sum of \$1,000 to be applied to the payment of her attorney for expenses incident and for their services in defending said cause in the Federal Court. It is further ordered that said application be recorded.

T. D. Starnes, Estate, Deceased
Estate of
Order Continuance
July 21, 1899
Page 357

This being the day set to hear the petition of M. P. Brown and W. D. Parks to sell certain lands belonging to the estate of Thomas D. Starnes and W. D. Parks as tenants in common. For good cause shown, it is ordered that said day of hearing be continued till July the 24th, 1899.

Fridell, Willie et als Minors
Tenants in Common
Report Sale of Lands
July the 21, 1899
Page 358

This day comes J. H. Gregory, the Commissioner heretofore appointed to an order of this Court to sell certain lands belonging to Willie Fridell and others as tenants in common, and files his report in writing and under oath of the sale of said land. It is ordered that said report lie over till the 31 day of July 1899 for exceptions.

A. H. Coffey, Deceased
Estate of
Petition to Probate Will, Order
Setting Day
July the 20, 1899
Page 358

This day comes R. A. Coffey and files his petition in writing and under oath, therewith, producing and filing in

this Court an instrument of writing purporting to be the last will and testament of A. H. Coffey, deceased, and praying for such orders, decrees, and proceedings as may be proper and requisite for the due probate and record of said will in this Court, which said instrument appears to be attested by J. M. Thompson and W. C. Maples of this County and who are alleged to have signed the same as subscribing witnesses thereto.

And it appearing to the Court that said petitioner is named as executor in said will, and that said decedent left surviving him his widow, Annie Coffey, who resides in this County, and one child, Harold Coffey, under 14 years of age and resides with his mother in this County.

It is therefore ordered that the 31st day of July 1899 be set as a day for hearing testimony in proof of said instrument as such will, that said J. M. Thompson and W. C. Maples be subpoenaed to be and appear on said 31 day of July 1899 in and before this Court to testify and give evidence of and concerning all and any facts touching the question of the validity of said instrument as such will. That Annie Coffey the widow of said deceased be notified of this proceeding and of the day set for hearing the matter by citation to be personally served upon her at least 10 days before said day of hearings, and that said Harold Coffey have the same kind of notice for the same length of time to be personally served by the sheriff of this County upon his mother, Annie Coffey who has the custody of said minor.

~~~~to be continued~~~~

# Madison County

## Flint River Baptist Church Minutes Beginning in 1809

### Part 1

Copied, Abstracted, and Contributed by Dorothy Scott Johnson

*Moontown Road, in the community known once as Brownsborough (now Brownsboro) is the location of the first Baptist church in what would become known as the State of Alabama. Originally named the Flint River Baptist Church of Christ, the church has endured through smallpox epidemics, flu outbreaks, and war. The Flint River Primitive Baptist Church, as it is known now, celebrates 200 years of service to the Madison County community. It seems appropriate that we should now share some of their records with historians far and wide.*

There is often difficulty in finding good early source information, so we hope you benefit from these minutes. If they have ever been published, we are unaware of it. The original minutes go beyond 1850 but the last pages are illegible and no attempt was made to copy them.

The original spelling is retained throughout and may be confusing to some. A few of the church secretaries were more literate than others; they were not chosen for their education but were selected for their devotion to the Church and their personal piety. In most cases, if we can clarify any word or name, we have done so in the footnotes; other clarifications are made by the corrected word being put in brackets next to the erroneous word.

The first seven pages of these minutes are taken up with a list of members but, with few exceptions, the names on the list do not provide dates as to when any given person was a member. The few dates given in the membership list range from 1832 to 1858.

This work is primarily geared to genealogy rather than theology, so we have abstracted the minutes and omitted any lengthy theological discussion. All items brought up in these meetings are copied here.

Many of the names shown here are not found in other records in this county and, therefore, these minutes prove that they actually lived here. These minutes also contain clues or proof of husband and wife relationships.

Death records in our early history are often difficult to find and these minutes give several death records and frequently give the year of death of a member.

#### Page 1

|                     |                  |
|---------------------|------------------|
| Nickelson, John     | dismissed        |
| Nickelson, Ruth     |                  |
| Hockaday, Samuel    | dismissed        |
| Hockaday, Mary      | deceased         |
| Wood, Bennett       | dismissed        |
| Chambers, Elizabeth | Dead, Nov., 1837 |
| Stone, Patcey       | dismissed        |

|                   |                         |
|-------------------|-------------------------|
| Murry, Mary       | dismissed               |
| Peters, Hannah    | dismissed               |
| Lawler, Levi      | dismissed               |
| Lawler, Elizabeth |                         |
| Rountree, Sarah   | excluded                |
| Lashly, Aaron     | dismissed               |
| Lashly, Mary      | dismissed               |
| Hinds, Hulda      | dismissed &<br>returned |
| Blythe, Martha    | dismissed               |



|                                |                     |
|--------------------------------|---------------------|
| Green, Nathaniel               | Epeled <sup>1</sup> |
| Green, Ginnit                  | deceased            |
| Conway, Martha                 | dismissed           |
| Devan, Barnet                  | excluded            |
| Ewbank <sup>2</sup> , Susannah | dismissed           |
| Moon, Susannah                 | dismissed           |
| Willcock, Desire               | dismissed           |
| Busby, Christena               | dismissed           |
| Henry, John                    | dismissed           |
| Henry, Jane                    | dismissed           |
| Byram, Aden                    | dismissed           |
| Byram, Ebenezer                | dismissed           |
| McCartney, Mary                |                     |
| Adair, Ellender                |                     |
| Pence, Rebecca                 | dismissed           |
| Kenemer, Barbary               | deceased            |
| Byrom, Ebenezer Jr.            | dismissed           |

**Page 2**

|                               |           |
|-------------------------------|-----------|
| Byram, Sarah                  | deceased  |
| Cotton, Nancy                 |           |
| Hewlett, Sarah                | dismissed |
| Suratt, Martha                | dismissed |
| Moon, Nathaniel               | deceased  |
| Brooks, Wm.                   | excluded  |
| Layman, John                  | excluded  |
| Shelton, Tolaver              | dismissed |
| McKemie, John                 | deceased  |
| Busby, William                | excluded  |
| Busby, Susannah               | dismissed |
| Leonard, Elizabeth            | dismissed |
| Graham, Nimrod                | excluded  |
| Haughton, Richard             |           |
| Daniel, Archible <sup>3</sup> | dismissed |
| Daniel, Rebecca               | dismissed |
| Vail, Levi                    | dismissed |
| Jackson, James                | dismissed |
| Lawler, Elizabeth             | dismissed |
| Sneed, Hermon B.              | deceased  |
| Sneed, Sopha                  | dismissed |
| Sanford, Wells <sup>4</sup>   | excluded  |

<sup>1</sup> May mean "expelled"  
<sup>2</sup> Probably is Eubanks  
<sup>3</sup> Archibald Daniel  
<sup>4</sup> Believed to be Willis Sanford

|                              |           |
|------------------------------|-----------|
| Craft, Ezekiel               | dismissed |
| Johnson, Levina              | dismissed |
| Russel, Nathaniel            | dismissed |
| Russel, Sarah                | dismissed |
| Dennice <sup>5</sup> , Sarah | dismissed |
| McKemie, John                | dismissed |
| McKemie, Elizabeth           | dismissed |
| Griffin, Nathan              | excluded  |
| Honey, Abner                 | dismissed |
| Honey, Dianna                | dismissed |

**Page 3**

|                                    |                        |
|------------------------------------|------------------------|
| Kenemer, Jesse                     | dismissed              |
| Kenemer, Polly                     | deceased 1834          |
| Lester, Jerrica, now Jerrica Lamon |                        |
| Layman, Rebecca                    | deceased               |
| Jenkins, John                      | dismissed              |
| Haughton, Mary                     |                        |
| Veazey, William J.                 |                        |
| Veazey, Hannah                     |                        |
| Campbell, John                     | excluded               |
| Campbell, Anna                     | excluded               |
| Blasengim, <sup>6</sup> Peggy      | excluded               |
| Derrick, Jane                      |                        |
| Hale, William                      | excluded               |
| Hunter, David                      | excluded               |
| Hunter, Nancy                      |                        |
| Blasengim, <sup>7</sup> Martha     | excluded;<br>dismissed |
| Green, Nancy                       | excluded;<br>dismissed |
| Campbell, Celia                    | excluded               |
| Freeman, Sarah                     | excluded               |
| Hinds, Sophia                      | dismest                |
| Owen, Nancy                        | deceased               |
| Sanford, Alasy                     | deceased 1834          |
| Larry, Matilda                     |                        |
| Moore, Harriet                     | dismissed              |
| Ice, Nancy                         | excluded               |
| Rogers, Elizabeth                  | dismissed              |
| Miller, Nathaniel                  | dismissed              |
| Madora <sup>8</sup> , Lucy         | dismissed              |

<sup>5</sup> Name may be Dennis  
<sup>6</sup> Blassengame  
<sup>7</sup> Blassengame

Green, Sarah dismissed  
 Busby, William dismissed  
 Parker, Samuel dismissed  
 Haughton, Wm. Senr. dismissed

**Page 4**

Lewis, Paley dismissed  
 Balwin<sup>9</sup>, Pheby deceased 1834  
 Devan, Barnet deceased  
 Berry, Frances dismiss by letter  
 1836  
 Mahan, Ruth excluded  
 Green, Nathan Jr. dismissed  
 House, James Decd.  
 House, Winneford  
 Lawler, Elizabeth<sup>10</sup> ded [dead]  
 Lawler, Nancy ded 1836  
 Adear<sup>11</sup>, Mary ded  
 Massengale, Dorcas Adear decd.  
 Adear, Samuel  
 Haughton, Thos.  
 Blasengim<sup>12</sup>, Robert Excluded Aug.  
 1834  
 Miller, Penelope, now Penelope Rigney  
 Laughinghouse, Martha  
 Berry, Elijah dismiss by letter  
 1836  
 Turner, John  
 Lawler, Jehu  
 Green, Martha [marked through]  
 Haughton, Eliza, now Eliza Pain [also  
 written Payne] ded [dead]  
 Turner, George  
 Black, Rachel dismiss by letter Mar.  
 1832  
 Joyner, Elizabeth received by letter  
 Hines, Huldy received by letter  
 Roberts, Rev. J. J. dismissed by letter  
 Haughton, William Oct. 14, 1832

Bedine<sup>13</sup>, Jeremiah by letter Nov. 10, 1832  
 Miller, Mary

**Page 5**

Masingal<sup>14</sup>, Peggy received by letter  
 Rogers, William received by letter, July  
 Rogers, Elizabeth B. by letter, November  
 1834  
 Rogers, Josiah &  
 Elizabeth Rogers, his wife by letter  
 Rogers, Nancy – now Nancy Rountree  
 Lamon, John by recantation  
 Haughton, Wm. 1835 – by letter  
 Haughton, Sarah Nov., by letter  
 Chambles, Joel 1836  
 Bird, William

**Page 6**

Lawler, Jehu<sup>15</sup> 1851  
 McCartney, Mary dismiss by letter 1837  
 Nickelson, Ruth  
 Lawler, Elizabeth dead, Sept. 1842  
 Adear<sup>16</sup>, Ellender  
 Cotton, Nancy dismissed by letter  
 Haughton, Richd. dismissed by letter  
 Layman, Jerrica  
 Haughton, Mary dismissed by letter  
 Veasy, William J. dead, 1844  
 Veasy, Hannah dismissed by letter  
 Derrick, Jane dismiss by letter  
 Hunter, Nancy dismiss by letter 1837  
 Leary, Matildah  
 House, Winneford dead, June 1854  
 Adear, Mary, now Mary Bird  
 Adear, Saml. excommunicated, Dec.  
 1839  
 Haughton, Thomas dismissed by letter 7 Feb  
 1830, dead 8 Dec 1838  
 Rigney, Penelope  
 Laughinghouse, Martha

<sup>8</sup> Madderra?

<sup>9</sup> Baldwin

<sup>10</sup> Elizabeth Lawler died 1 Sept 1842; she was wife of Jehu Lawler, a Revolutionary War veteran.

<sup>11</sup> Adear: probably Adair

<sup>12</sup> Blassengame

<sup>13</sup> probably Burdine or Birdine

<sup>14</sup> Massengale

<sup>15</sup> Jehu Lawler died 20 Nov 1851

<sup>16</sup> Adair

Turner, John died in Nov. 1838  
Turner, George dismissed by letter Aug.  
186\_\_  
Joyner, Elizabeth dismiss by letter 1836  
Hinds, Hulda dismissed by letter  
Birdine<sup>17</sup>, Jeremiah excluded June 1840  
Miller, Mary died Nov., 1852  
Haughton, William dismissed July 1842  
Massingale, Peggy  
Rogers, William died April 15, 1857  
Rogers, Elizabeth B. dismissed by letter  
Rogers, Josiah dismissed by letter  
Rogers, Elizabeth dismissed by letter  
Rountree, Nancy dead

**Page 7**

Layman, John dead, August 1836  
Haughton, William Sr. dismissed by letter 1837  
Haughton, Sarah dismiss by letter Decm.  
1837  
Bird, William dead  
Massengale, Margaret  
Berry, Sarah now Sarah Sinclear  
Gearon, Martha dead 1838  
Turner, sister \_[blank] dismissed by letter  
Bruce, Lucy dead 1837  
Anderson, Frances dismiss. 1836, April 14<sup>th</sup>  
Carter, Catherine dismissed by letter June  
1844  
Berry, Elija dismissed by letter  
Berry, Frances dismissed by letter  
Berry, Elenor dismissed by letter  
Lee, Rachael recd. by letter June 9<sup>th</sup>  
1839  
Hambleton, Sarah recd. by letter Jany 11<sup>th</sup>  
1840  
House, Samuel J. dismissed by letter 1858;  
March 1839<sup>18</sup>  
House, Louisa dismissed by letter 1858  
Jones, Willy recd. by letter Jan. 1841  
Hambleton, Elizabeth recd. by letter July 1841;  
dismissed by letter Apr 184\_  
Hebron, Thomas excommunicated 1842

<sup>17</sup> Burdine

<sup>18</sup> Uncertain of reason for two dates.

Rogers, Milly dismiss. by letter 1858  
Rogers, Sarah W.  
Haughton, Edward dismissed by letter  
Tindle, John recd by letter; dismissed  
by letter.  
Rogers, Francis L.  
Whitley, Elizabeth  
Milican, Jane  
Saler, John  
Haughton, Joshua M. dismissed by letter  
Culver, Susan excommunicated  
Parker, sister Rebeka

**CHURCH MINUTES  
Flint River Baptist Church**

**Page 8**

**May 13, 1809**

The church met at Bro. Deaton's and after  
devine worship proceeded to business.

1<sup>st</sup> We chose Bro. Wm. Hellums to fulfill  
the office of \_\_[blank]\_\_.

2<sup>nd</sup> Received sister Mary Moore by letter.

3<sup>rd</sup> Received sister Mary Bell by letter.

4<sup>th</sup> Church meating [meeting] appointed in  
the Big Cove on the 4<sup>th</sup> Sat. of the above  
instant.

5<sup>th</sup> Bro. Jacob Parker applied for a letter of  
dismission.

**May 19, 1809**

The Church met at Bro. Wafford's and  
proceeded to business.

1<sup>st</sup> Recd. sister Elizabeth Craff [Craft] by  
letter.

2<sup>nd</sup> Recd. Bro. Care Smith by letter

3<sup>rd</sup> Recd. black sister Cate (belonging to  
Bro. Wafford) by experience.

**July 1809 – the 2<sup>nd</sup> Sat. in July**

The Church met after divine worship,  
proceeded to business.



1<sup>st</sup> Recd. sister Anny Bradly<sup>19</sup> by living witness.

2<sup>nd</sup> Recd. Magness Teague by experience.

3<sup>rd</sup> Bro. Ebenezer Byram was chosen clerk.

### August 1809 – 2<sup>nd</sup> Sat. in Aug.

Church met and after divine worship proceeded to business.

1<sup>st</sup> Recd. Bro. Frederic & Nancy Lee by letter.

2<sup>nd</sup> Recd. Bro. & sister Joshua<sup>20</sup> & Elizabeth Chambles by letter.

3<sup>rd</sup> Recd. sister Martha Saratt by experience.

### Sept. 1809 – 2<sup>nd</sup> Sat. in Sept.

Church met and after Divine worship proceeded to business.

1<sup>st</sup> Recd. Bro. Reuben Stone<sup>21</sup> by letter

2<sup>nd</sup> Recd. Rosannah Tindill by experience.

3<sup>rd</sup> Delegates were chosen to association. They were:

#### Page 9

Elder John Nickelson

Bro. Wm. Hellums

Bro. Benjamin Wofford

### Oct. 1809 – Fryday before 2<sup>nd</sup> Sat. in Oct.

Church met at brother Alden Byram's & after divine worship proceeded to business.

1<sup>st</sup> The inquiry was whether laying on of hands was an ordinance or not. The answer was positive.

### Nov. 1809. 2<sup>nd</sup> Sat. in Nov.

<sup>19</sup> Bradley

<sup>20</sup> Joshua Chambles died A. D. 1817.

<sup>21</sup> Reuben Stone Sr. was a Revolutionary Soldier, b. in Fauquier Co., Va. & d. in Madison Co. 9 Feb 1849; wife was Priscilla "Polly" and children were (1) Jesse, (2) Reuben Jr., (3) John, (4) Joel and (5) Polly who md. Richard Mitchell

Church met & after divine worship proceeded to business.

1<sup>st</sup> a place was appointed to build a Meeting House.

2<sup>nd</sup> Recd. sister Martha Jordan by letter.

3<sup>rd</sup> Brother Care Smith applied for a letter of dismissal and it was granted him.

4<sup>th</sup> The Church moved to choose a deacon and it was laid over until next conference.

### Dec. 1809 – 2<sup>nd</sup> Sat. in Dec.

The Church met and after divine worship proceeded to business.

1<sup>st</sup> A reference called for and continued.

2<sup>nd</sup> Bro. Nickelson & Bro. Hellums appointed to labour with sister Criss and cite her to next conference.

### January 1810 – 2<sup>nd</sup> Sat. in Jan.

Church met & after worship proceeded to business.

1<sup>st</sup> Chose bro. Benj. Waford to the office of a deacon; bro. Levi Byram and bro. Wafford to labour & "cite sister Criss and to next conference."

### Feb. 1810 – 2<sup>nd</sup> Sat. in Feb.

Church met and after divine worship proceeded to business.

1<sup>st</sup> Refferences [sic] called for & continued.

2<sup>nd</sup> Brother John Tindell[?]<sup>22</sup> requested liberty to exercise his gift and it was granted.

After the sermon on Sunday a door was opened for the reception of members.

3<sup>rd</sup> Received, James, Lucy & Hannah, blacks belonging to E. Harris, by letter.

Received The. & Olley by letter.

<sup>22</sup> Name uncertain as there was an ink blot through name.

Recd. Pleas[?], Will, George & Hannah by letter, belonging to P[T?] E. S. Harris[Parris?].<sup>23</sup>

**March 1810 – 2<sup>nd</sup> Sat. in March [1810]**

Church met and after worship proceeded to business.

1<sup>st</sup> Took up the reference of sister Criss and she was examined for withdrawing herself from the church and joining a Church of another order, & refused to hear this Church.

**April 1810, Friday the 13<sup>th</sup>**

The Church met & after worship proceeded to business.

1<sup>st</sup> Recd. sister Elizabeth Kirkpatrick by letter.

2<sup>nd</sup> Recd. Bro. Bennet Wood by letter.

3<sup>rd</sup> Bro. Wood brought in a complaint against Bro. Teague.

**Page 10**

Then Bro. Teague brought a complaint against Bro. Wood. The Church found both of them faulty.

**Page 10**

**April 1810, Friday the 13<sup>th</sup>  
Saturday . . .**

Note: There was a large ink blot on this page, therefore, the blanks.

The Church met and after worship proceeded to business.

1<sup>st</sup> Recd. Sa . . . Milly . . . affection . . .

2<sup>nd</sup> The Church took the grievance of the two, Bro. & . . . them . . . Bro. Wood . . . nd and recant . . . fellowship. Bro. . . . affa . . . laid over until next Conference on Sunday the 15.

After Sermon a door was opened for the reception of Members. Received:

Bro. & sister Benjamin and Nancy Bragg by letter, Then recd. B . . . sister Ginny by letter.

Recd. B. . . black Colly [by] experience.

**Friday the 13<sup>th</sup>**

The Church chose Bro. William Bell to the office of a Deacon.

**May 1810 2<sup>nd</sup> Sat. in May**

The Church met & after worship proceeded to business.

1<sup>st</sup> A reference called for and continued.

2<sup>nd</sup> The Church chose Bro. William Bell to the office of a deacon.

**June 1<sup>st</sup> [1810] – The 2<sup>nd</sup> Saturday in June**

The Church met and after worship proceeded to business.

1<sup>st</sup> A reference was called for and continued.

2<sup>nd</sup> Bro. Levi Byram & Mrs. Sarah Jordan was appointed to labour with Bro. John Killingsworth and cite him to next conference.

~~~~to be continued~~~~

Back issues of Volumes 1 through 13 (1966 to 1980) of *Valley Leaves* are now available on CDs for only \$10 per volume. Until now this information was previously available only on microfiche. Order today!

²³ This entry nearly illegible.

Acts of Alabama (Territorial)

Abstracted and contributed by
Dorothy Scott Johnson

Part 1

Acts Passed at the First Session of the First General Assembly of the Alabama Territory In the Forty Second Year of American Independence

William W. Bibb, Governor
James Titus, Pres. of the Legislative Council
Gabriel Moore, Speaker of the House of Representatives.
St. Stephens: Printed by
Thomas Eastin
1818

The Alabama *Acts of Alabama* are, in my humble opinion, one of the most overlooked (and generally unavailable) sources of history and genealogy in the early formation of the state. There were only 30 counties established during the Territorial Period. The following are excerpts taken from the *Acts* beginning February 4, 1818.

The counties of Madison and Jackson are included and, incidentally, of Morgan and Limestone since they border on our covered counties. Also included is Franklin County since early records there are so scarce due to multiple fires. (Marshall County was not organized until January 19, 1836 and is not included.) In some cases no county is mentioned but if the names of the persons are familiar to our area of our coverage, that entry is also included. Those names are underlined.

Acts of Alabama

Elizabeth Bennett is hereby divorced from the bonds of matrimony heretofore subsisting between her and James *Bennet*, her husband. (No county mentioned.) Approved February 4, 1818.

The courts in and for Limestone County shall be held at the house of George Wilder; and at the discretion of said courts

they may adjourn to some more convenient place.

The following persons, viz: Silas Dinsmoor, Samuel Smith, George Buchanan, Benjamin S. Smoot, Lemuel J. Allston, David H. Mayhew, Mathew D. Willson and Abner S. Lipscomb, Trustees of the St. Stephens Academy, and their successors in office, are hereby constituted a body corporate, under the style and title of

the President and Trustees of St. Stephens Academy. (No county mentioned.)

James Pickens, David Files, Silas Dinsmoor, Henry Bright, Benjamin S. Smoot and Daniel B. Ripley are appointed a body corporate by the name and style of St. Stephens Steam Boat Company. (No county mentioned.)

Robert Beaty, Anthony Winston and William L. Adams are hereby appointed commissioners to explore and examine the country between the Tennessee and Black Warrior Rivers and report to his Excellency, the Governor, at or before the next meeting of the Legislature; they are also to discover the most practicable route for a road leading from the Falls of the Tuskaloosa or Black Warrior to any point on the Tennessee River above the head of the Muscle Shoals. They shall receive \$3. per day for their services not to exceed \$250. Approved Feb. 13, 1818.

Clement C. Clay, Samuel Taylor, Samuel Dale, James Titus, and William L. Adams are appointed commissioners to examine and report to the Governor the most eligible site for the Territorial Government as near the center of the Territory as may be, having due regard to commercial advantages and the nature and situation of the country; and if said commissioners believe on examination that two or more places have equal, or *nearly* equal advantages, they shall report the same with a correct description of each. The Governor is authorized to purchase one of the reported sites as he may deem most advantageous and desirable. Approved February 13, 1818.

John S. Divan is authorised [*sic*] and empowered to emancipate, set free and discharge from the bonds of slavery his Negro slave Robin, alias Robert Long, on such conditions as now provided by law. (No county mentioned.) Approved Feb. 13, 1818.

An Act to authorize the Administrators of William Gilliam, deceased, to sell real estate. Robert L. Walton and Thomas Land junior, administrators of William Gilliam, late of Madison County, deceased, are hereby authorized to sell the real estate of said decedent.

Daniel Reed is authorized to emancipate his Mulatto slave, Rose. Daniel Reed, a free male of colour, is authorized and empowered to emancipate, set free and discharge from the bonds of slavery, his mulatto slave named Rose. Approved February 13, 1818.

An Act to authorize the Administrators of James Allsup, deceased, to sell real estate. Robert R. Allsup, administrator of James Allsup, late of Madison County, deceased, is authorized to sell a certain lot adjoining the town of Huntsville belonging to the estate of said decedent. He is further authorized and empowered to make a good title to the purchaser of said lot as if the same had been made by the decedent in his lifetime.²⁴ Approved Feb. 13, 1818.

~~~~to be continued~~~~

The next meeting of Tennessee Valley Genealogical Society will be Thursday, March 26 at the Huntsville/Madison County Library. Were your ancestors in Madison County before 1819? Find out!

<sup>24</sup> As of July, 1821, this transaction does not appear in the Madison County deeds. James Allsup (Alsup) is not mentioned in the 1809 Squatter Census of Madison County nor is he or Robert R. Allsup shown in the 1810-1815 tax lists. There is no probate record on James in Madison County.

# Marshall County

## Deed Record Book A

### Part 20

Continued from Volume 43, Issue Number 2

Copied, Abstracted and Contributed by Coy Michael

Copies were previously taken from very large, aged books in the Marshall County Court House. Most of the deed books have been replaced by electronic duplication and printed to letter-sized paper and placed in small books. Unfortunately, these recent copies are much more difficult to read. Question marks have been placed after names that cannot be read.

#### **Deed of Trust**

##### **Hampton Hope to John B. Finley**

**Pages 234-235**

This indenture made December 26, 1838 between Hampton Hope of the first part and John B. Finley of the second part and B. D. Woodall of the third part. Witness that whereas the said Hampton Hope is justly indebted to B. D. Woodall by one note of hand for the sum of \$55.00 payable December 25, 1839 and whereas the said Hampton Hope is willing to secure the payment of said note to the said B. D. Woodall and the said Hampton Hope doth give and execute a deed in trust upon the following described property: one bay horse supposed to be five or six years old. Witness that the said Hampton Hope of the first part in consideration of the sum of one dollar to him in hand paid by the said John B. Finley, receipt acknowledged assigns the above described property to John B. Finley.

If payment is not made by due date, it becomes the responsibility of the said J. B. Finley, trustee, at the request of the said B. D. Woodall to take said

horse into his possession, and after ten days notice given by advertisement at one or more public places, he shall sell to the highest bidder to pay off said obligation plus interest.

Signed by Hampton Hope, John B. Finley, and B. D. Woodall. Signatures were witnessed by Richard S. Randles, Clerk of the Court, who also stated the above document was recorded in Book A on pages 234 and 235 January 12, 1839.

#### **Deed of Trust**

##### **Spencer Patterson to William H. E. Wheeler**

**Pages 235-238**

This indenture made January 1, 1839 between Spencer Patterson of the first part and William H.E. Wheeler of the second part and Joseph G. Garrett, surviving of Macfarland and Garrett, which firm was composed of James M. Macfarland and Joseph G. Garrett and Joseph G. Garrett and Edmund J. Taylor, partners in trade under the style and firm of Garrett & Taylor, of the third part. Whereas the said Spencer Patterson is

justly indebted to the said Macfarland & Garrett in the sum of \$30.70 to be paid January 1, 1840 as by note bearing date January 1, 1839 with legal interest accruing thereon and also to the said Garrett & Taylor in the sum of \$41.20 due by note January 1, 1840 and bearing date January 1, 1839 with the legal interest thereon accruing which said debts the said Spencer Patterson is willing and desirous to secure. Now for and in consideration of the sum of one dollar to the said Spencer Patterson in hand paid by the said William H. E. Wheeler and the said Joseph G. Garrett, surviving partner of Macfarland & Garrett, the said Spencer Patterson hath given, granted, and sold to the said William H. E. Wheeler the following described property to wit: one black mare and one black colt, 25 head of hogs and two beds and furniture. The said William H. E. Wheeler shall permit the said Spencer Patterson to remain in quiet and peaceable possession of the foregoing property until default in payment. If default be made in the payment of said sum of \$30.70, then the said William H. E. Wheeler shall sell to the highest bidder for ready money at public auction after having fixed the time and place of sale and given 20 days notice by advertising in three or more public places.

Signed by Spencer (his mark) Patterson, William H. E. Wheeler, and Joseph G. Garrett. Booker Smith, Justice of the Peace witnessed the signatures. Richard S. Randles, Clerk of the Court, stated he recorded the above transaction January 21, 1834 in Book A on pages 255-257.

**Deed of Trust**

**James Finley to William H. E. Wheeler**

**Pages 238-240**

This indenture made December 29, 1838 between James Finley of the first part and William H. E. Wheeler of the second part and Joseph G. Garrett surviving of Macfarland and Garrett which firm was composed of James M. Macfarland and Joseph G. Garrett and Joseph G. Garrett and Edmund J. Taylor, partners in trade under the style and firm of Garrett & Taylor, of the third part. Whereas the James Finley is justly indebted to the said Macfarland & Garrett in the sum of \$85.22 to be paid January 1, 1840 as by note bearing date December 29, 1838 and also the sum of \$25.58 due by note January 1, 1840 with legal interest thereon which said debts the said James Finley is willing and desirous to secure. For and in consideration of the sum of one dollar to the said James Finley in hand paid by the said William H. E. Wheeler and the said Joseph G. Garrett, surviving partner of Macfarland & Garrett, the said James Finley doth bargain and sell to Joseph G. Garrett the following described property to wit: four cows and calves, four beds and furniture, one clock, 15 head of sheep, 20 head of hogs, one large kettle and two pots to have and to hold.

The said William H. E. Wheeler shall permit the said James Finley to remain in quiet and peaceable possession of above stated property until default of payment of above described sums of money. If upon default, the said William H. E. Wheeler shall sell the above described property to the highest bidder for ready money at public auction after having fixed the time and place of sale after advertising at least 20 days prior to sale at three or more public places.

Signed by James Finley, W. H. E. Wheeler and Joseph G. Garrett.



Booker Smith, Justice of the Peace witnessed the signatures. Richard S. Randles, Clerk of the Court, stated he recorded the above transaction January 21, 1839 in Book A on pages 238-240.

**Deed of Trust**  
**Benjamin Sutton to John M. Scott**  
**Pages 240-241**

This indenture made and entered into by and between Benjamin Sutton of the first part and John M. Scott of the second part and Hugh Henry and Son of the third part. Whereas the said Benjamin Sutton is justly indebted to Hugh Henry and Son in the following sums of money: two notes of hand payable to Hugh Henry and Son, one for \$33.00 dated January 1, 1839, the other for \$33.40 dated January 1, 1839. Whereas the said Benjamin Sutton is willing and desirous to secure payments of the same, now that for and in consideration of the sum of one dollar in hand paid to the said Benjamin Sutton by the said John M. Scott the said Benjamin Sutton hath this day given, bargained and sold to the said John W. Scott the following property: two feather beds and furniture, one cow, 1300 new boards, one big spinning [wheel], one table, one coffee mill, one small pot, one skillet, one oven, one large kettle, 300 pounds of bacon and two bedsteads.

The said John M. Scott shall permit Benjamin Sutton to remain in peaceable possession of the said described property until default be made in payment of above described notes. If default is made, then the said John M. Scott will sell the above-described property to the highest bidder at auction at the house of the said Benjamin Sutton after giving public notice prior to the first of April.

Signed by Benjamin Sutton, John M. Scott, Albert S. Henry and by Hugh Henry signed by Albert Henry. Richard S. Randles, Clerk of the Court stated that he recorded the above indenture January 19, 1839 in Book A on pages 240 and 241.

**Deed of Trust**  
**Allen Ham to William G. Jordan**  
**Page 242**

Received December 31, 1838 of William G. Jordan \$496.22 for which sum the above named Jordan has notes payable 12 months after date. And be it known that in order to secure payment of the above sum that I do in the presence of the described witness, acknowledge and deliver into the above name William G. Jordan my negro boy named Abraham about 18 years of age and authorize the above named William G. Jordan until the above named sum is reimbursed to him.

Signed by Allen (his mark) Ham and witnessed by Basil Woodley and David Henry. Richard S. Randles, Clerk of the Court, certified that he recorded the above transaction May 24, 1839 in Book A on page 242.

**Deed of Trust: William Tidwell to James Tidwell**  
**Pages 243-244**

This indenture made January 25, 1839 between William Tidwell of the first part and James Tidwell of the second part and L. D. Boshart of the third part. Whereas the said William Tidwell is justly indebted to the said L. D. Boshart in the sum of \$800.00 of which \$200.00 is due June 1, 1840 with interest from January 25, 1839, \$300.00

due June 1, 1841 with interest and \$300.00 due in 1842 with interest due which sums of money the said William Tidwell is bound to the said L.D. Boshart by note and the said William Tidwell is willing and desirous to secure. This indenture that for and in consideration of the sum of one dollar to the said William Tidwell in hand paid by the said James Tidwell, it is acknowledged that the said William Tidwell hath granted, bargained and sold unto the said James Tidwell the following property to wit: one tract of land lying in the East half of the NW quarter of fractional Section 18 in Township four East containing 82 and 84/100 acres, one brown bay stallion, one bay mare, one gray filly and (several additional animals and items).

The said James Tidwell shall permit the said William Tidwell to remain in quiet and peaceable possession of the above described property until default in payment of the above-mentioned sum of \$800.00. If default then the said James Tidwell will obtain possession of the above described property and proceed to sell at public auction to the highest bidder after advertising at public places 30 days prior to sale.

Signed by William (his mark) Tidwell, James (his mark) Tidwell and L.D. Boshart. Richard S. Randles, Clerk of the Court, witnessed the signatures and recorded this indenture January 25, 1839 and recorded same in Book A on pages 243 and 244.

**Deed**  
**Jesse Upton to Gainer Waters**  
**Page 245**

This indenture made January 1, 1839 between Jesse Upton and his wife Mary Upton of the first part and Gainer

Waters of the second part. Whereas the said Jesse Upton and his wife, Mary Upton, for and in consideration of the sum of \$200.00 do hereby sell and transfer ownership to the said Gainer Waters a certain tract of land known as the SE quarter of the NW quarter of Section 11 in Township seven in Range two East in the lands subject to sale at Huntsville, Alabama being part of the Cherokee School land containing 40 acres.

Signed by Jesse Upton and Mary Upton.

Personally appeared before me Jesse Upton and Mary Upton, his wife, and acknowledged the signing of the within Deed. His wife being separately and apart from her said husband examined by her acknowledgement that she signed without fear or threat of her husband but of her own free will. Signed by George Chennault, acting Justice of the Peace. Richard S. Randles certified that he recorded the above document January 30, 1839 and recorded the same in Book A on page 245.

**Deed of Trust**  
**Andrew Smith to D. L. Hoyle**  
**Pages 246-247**

This indenture made and entered into by and between Andrew Smith of the first part and D. L. Hoyle of the second part and Hugh Henry and Son of the third part. Whereas the said Andrew Smith is justly indebted to Hugh Henry and Son in the following sums of money in five notes payable to Hugh Henry and Son: one for \$10.62 due December 25, 1838, one for \$28.00 due December 25, 1838, one for \$30.00 dated December 21, 1838 and due at four days, one for \$35.00 dated December 21, 1838 and due at five days and one for \$24.19 dated December 21, 1838 and due at

three days all amounting to \$127.81 which the said Andrew Smith is willing and desirous to secure the payment of the same.

Now that for and in consideration of the sum of one dollar in hand paid to the said Andrew Smith by the said D. L. Hoyle, the said Andrew Smith, doth this day bargain and sell to the said D. L. Doyle the following property to wit: one mare with a blaze in her face about seven years old, one iron gray mare about two years old, seven head of cattle of different sizes and their offspring, 15 head of stock hogs, two feather beds and furniture, two bedsteads, one man's saddle, 20 barrels of bacon and 1000 bundles of fodder.

The said D. L. Hoyle shall permit the said Andrew Smith to remain in quiet and peaceable possession of the above described property until default in payment of previously stated sums of money. If upon default the said D. L. Hoyle shall, on the first Monday in November next, after giving 20 days notice in three of the most public places in the neighborhood of the said Andrew Smith, and shall proceed to sell at auction to the highest bidder at the house of the said Andrew Smith for ready money.

Signed by Andrew (his mark) Smith, D. L. Hoyle, Albert G. Henry and Hugh Henry by Albert G. Henry. Richard S. Randles, Clerk of the Court, certified that he recorded the above document January 25, 1839 and recorded in Book A on pages 246 and 247.

**Deed of Trust  
Cor (?) Baily (?) to John M. Scott.  
Pages 248-249**

This indenture made and entered into by and between Cor Baily of the

first part and John M. Scott of the second part and Hugh Henry and Albert G. Henry trading under the name of Hugh Henry and Son of the third part. Whereas the said Cor Baily is justly indebted to Hugh Henry and Son in the following sums of money, four notes of hand payable to Hugh Henry and son, one note for \$29.00 dated January 1, 1839 and due one day after date, one note for \$30.00 dated January 5, 1839 and due one day after date, one note for \$39.81 dated January 28, 1839 and due one day after date, in all amounting to \$123.81.

The said Cor Baily is willing and desirous to secure the payment of the same. Now for and in consideration of the sum of one dollar in hand paid to the said Cor Baily by the said John M. Scott the said Cor Baily doth bargain and sell to the said John M. Scott the following property: One yoke of oxen, one small wagon, one bay mare and colt, five head of stock cattle, 20 head of stock hogs and one clock. Nevertheless the said John M. Scott shall permit the said Cor Baily to remain in quiet and peaceable possession of said property until default in payment of above stated sums of money. If default then the said John M. Scott shall on the second Monday in November next, after having given 20 days notice in the most public places, shall proceed to sell at public auction to the highest bidder at the house of said Cor Baily.

Signers of the document were Cor Baily, John M. Scott, Albert G. Henry and Hugh Henry by Albert G. Henry.

Richard S. Randles verified the above document was filed in his office January 29, 1839 in Book A on pages 248 and 249.

# Marshall County

## Deed Record Book B

### Part 8

Copied, Abstracted and Contributed by Coy Michael

Continued from Volume 43, Issue Number 2

#### **Deed of Trust**

**Alfred Wilson, Edward Cox, Allen Loveless, and David L. Hoyle**  
**Pages 113-114**

This indenture made February 12, 1841 between Alfred Wilson of Floyd Co., Georgia and Edward Cox of the same location of the first part and Allen Loveless of the second part and David L. Hoyle of the third part. Wherewith the said Alfred Wilson and Edward Cox are justly indebted to the said David L. Hoyle in the sum of \$595.16 and 2/3 cents by indenture bearing date of January 16, 1841 and whereas the said Alfred Wilson and Edward Cox are willing to assign to the said David L. Hoyle the payment of the sum of money due him. Whereas the said Alfred Wilson and Edward Cox for and in consideration of the sum of one dollar to them in hand paid by the said Allen Loveless and hath this day agreed to bargain and sell and deliver unto the said Allen Loveless the following: one negro slave named Absalom aged 12 years, seven head of horses, four gray horses aged about six years, two brown horses aged about six or seven years for him to hold in trust. The said Allen Loveless shall permit the said Alfred Wilson and Edward Cox to have and retain peaceable possession of said property until April 12, 1841. If said obligation is not paid, then the said Allen

Loveless shall, after giving ten days notice, proceed to sell the above-described property.

Signed by Alfred Wilson, Edward Cox, Allen Loveless and D. L. Hoyle, and signatures witnessed by E. A. Webster and M. L. Higgins. Richard S. Randles, Clerk of the County, recorded this document in Book B, pages 113 and 114.

#### **Deed**

**Thomas Parker to A. R. Barclay**  
**Pages 115-116**

This indenture made October 24, 1839 between Thomas Parker, formerly of the County of Marshall but now of the Republic of Texas of the first part, and A. R. Barclay of the County of Talladega of the other part. Wherewith that the said Thomas Parker for and in consideration of the sum of \$200 to him in hand paid hath this day bargained, sold and conveyed to the said A. R. Barclay all that certain tract of land in Marshall County known as being the east half of the NE quarter of Section 26 in Township seven of Range three East in the district of land subject to sale at Huntsville containing 80 acres.

Signed by Thomas Parker and witnessed by Richard S. Randles, Clerk of the County Court. This document was recorded in Book B on pages 116 and 117.



**Deed of Trust**  
**Matthew Mickey to Jacob Kennamore**  
**Pages 115-118**

This indenture made March 4, 1841 between Matthew Mickey of the first part and Jacob Kennamore of the second part and Levi Kennamore and Presley Woodall of the third part as administrators of Zachariah (?) Kennamore, deceased. Whereas the said Matthew Mickey and Lewis Page are duly indebted to the said Zachariah (?) Kennamore, deceased, in the sum of \$274.58 by a note bearing date in 1836 endorsed by the said Matthew Mickey and Lewis Page to the said Zachariah (?) Kennamore which debt is a legal instrument which the said Matthew Mickey is willing and desirous to secure. Now this indenture wherefore in consideration of the sum of the foresaid \$274.38 the said Matthew Mickey hath given, bargained and sold to the said Jacob Kennamore all that tract of land containing 160 acres known as the South half of the NW quarter and the West half of the SW quarter of Section six in Township (?).

The said Jacob Kennamore shall permit the said Matthew Mickey to remain in peaceable possession of the said parcel of land and premises and take the profits for his own use until default be made in the payment of the said sum of \$274.38. In event of default, the above described property will be sold at public auction after having fixed the time and place of sale and duly advertised 30 days prior to date of sale.

Signed by Matthew Mickey, Jacob Kennamore, Levi Kennamer (his mark) and Pressley Woodall. Signatures were witnessed by John Clark, Justice of the Peace. Richard S. Randles, Clerk of

the County Court recorded the above indenture in Book B on pages 116-118.

**Deed**  
**James T. Raglin (?), dec'd, to Logan**  
**M. Coffee, Administrator**  
**Pages 119-120**

This indenture made February 1, 1841 between James T. Raglin (?) of Marshall County of the first part and Logan M. Coffee as administrator of the estate of James Raglin (?), dec'd of the other part. Whereas the said party of the first part for and in consideration of the sum of \$200.00 to him in hand paid by the said party of the second part hath granted, bargained and sold unto the party of the second part his Executors Administrators the articles of property: one sorrel filly three years old, bay horse four years old, black stud colt two years old, one cow and calf, 15 head of stock, one bridle and saddle, one clock, six chairs, one plough and one chest. If payment for above described property is not paid by December 25, 1841 then these presents and every matter and thing contained within to be utterly void.

Signed by James T. Raglin (?) and Logan M. Coffee and signatures witnessed by Joseph M. Carter and Brantley Fry.

Richard S. Randles, Clerk of the Court recorded the above transaction in Book B on pages 119 and 120.

**Deed of Trust**  
**Caswell Green to James Wright**  
**Pages 123-124**

(Editor note: James Wright, as spelled in the 1840 U. S. Census, is recorded in this document as James Right. He signed as X – his signature.)

This indenture entered into March 2, 1841 between Caswell Green of the first part and James Right of the second part and Presley Woodall of the third part. Whereas the said Caswell Green is justly indebted to Presley Woodall by a note executed by the said Caswell Green to the said Presley Woodall dated March 4, 1841 for \$30.48 which debt the said Green is willing and desirous to secure. Now this indenture for consideration of the sum above the said Caswell Green hath given, granted and sold to the said James Right 80 acres of land lying in Marshall County and known as the East half of SW quarter of Section three in Township six in Range three East.

The said James Right shall permit the said Caswell Green to remain in quiet and peaceable possession of the 80 acres of land until default be made in the payment of the sum of \$38.48. If default in payment then the above described property will be sold at public auction at the home of Caswell Green after giving 30 days notice at the most public places in the neighborhood.

Signed by Caswell Green, James (his mark) Right and Pressley Woodall. John Clark, Justice of the Peace, witnessed the signatures. Richard S. Randles, Clerk of the Court recorded the above document in Book B on pages 123-124.

**Deed of Trust**  
**James T. Shankle to Thomas Ragland**  
**Pages 125-126**

This indenture entered into November 25, 1840 by James T. Shankle of the first part, Thomas Ragland of the second part both of the County of Jackson and Burrell A. Ragland of the third part. Whereas the said Shankle is

justly indebted to the said Burrell A. Ragland the sum of \$200.00 which the said Shankle is willing to secure the payment to the said Thomas Ragland for the space of one year from date of this note with interest. For further consideration of one dollar in hand paid to the said Shankle by the said Thomas Ragland hath this day bargained, sold and conveyed to the said Thomas Ragland the following personal property to wit: one chestnut sorrel horse five years old, one bright sorrel horse with a blaze face six years old, one sorrel colt one year old, five head of cattle the same now in possession of said Shankle, 20 head of hogs, four feather beds and furniture, one wood clock, one man's saddle and all the rest of the household and kitchen furnishings of the said Shankle.

The said Thomas Ragland shall permit the said Shankle to remain in the quiet possession of aforesaid property and to remove the property to the County of Marshall until default be made in payment of the above stated amount of money. If default be made then the above described property shall be sold at public auction to the highest bidder after giving 10 days public notice from which the proceeds will go to pay B. A. Ragland the sum of \$200.00 and interest.

Signed by James T. Shankle, Thomas T. Ragland and Burrell A. Ragland. Richard S. Randles, Clerk of the Court, certified the foregoing document was recorded March 9, 1841 in Book B on pages 125 and 126.

~~~~~To be continued~~~~~

Tennessee Valley Genealogical Society
SPRING 2009 SEMINAR – SATURDAY, MAY 2
Huntsville Public Library Auditorium

Genealogical Research—Strategies & Rewards
Guest Speaker—Linda Woodward Geiger, CG, CGL

Beginning researcher or experienced genealogist---no matter which you are, you will always seek new methods for locating and analyzing information which may provide answers to the burning questions about the ancestors you are researching. And, like the search for those missing ancestors, the hunt for new methods never ends. This seminar will present fresh ways of looking at old information as well as summarizing some types of records and evidence that you may not have used before.

Our seminar speaker is Linda Woodward Geiger of Jasper Georgia. Linda is a Certified Genealogist and a Certified Genealogical Lecturer with more than 23 years experience. Since 1992, she has presented lectures and seminars for local and national genealogical meetings and conferences, and has conducted beginning genealogy classes for adults and young people. Her personal research has involved New England records as well as those of other parts of the country, and especially her native Georgia. She is a trustee of the Board for certification of Genealogists and holds positions on the boards of several genealogical and historical societies.

Topics of Linda's presentation will be:

Hark! That tombstone is talking to us. You *can* get blood from a stone. Learn how to wring the tombstone dry to find out more about your ancestors.

More than land descriptions: treasures among the deeds. Examples and case studies to demonstrate how deeds and other records in deed books can sometimes prove long-sought relationships.

What's in those TVA records? Find out which TVA records are available and what genealogical information they can contain.

Using the records in the Southeast Region National Archives. An overview of the manuscripts and other resources in the Morrow, Georgia, facility. Strategies for preparing for a visit to the facility, including the use of on-line aids.

The schedule will be approximately as follows:

| | |
|----------------------|---|
| 9:00 – 9:30 | Registration, refreshments, and browsing. |
| 9:30 – 10:45 | Session I |
| 10:45 – 11:00 | Refreshment break |
| 11:00 – 12:00 | Session II |
| 12:00 -1:00 | LUNCH |
| 1:00 – 2:15 | Session III |
| 2:15 – 2:30 | Refreshment break |
| 2:30 – 3:30 | Session IV |

Seminar fee: \$30.00—includes a hot lunch. However, ONLY those who are pre-registered by April 29 can be guaranteed a meal. See other side for registration form.

Further information and registration forms, phone 256-881-2699 or email wrmixon@comcast.net.



Tennessee Valley Genealogical Society
Post Office Box 1568
Huntsville, AL 35807-0568

NON-PROFIT
ORGANIZATION
U. S. POSTAGE PAID
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HUNTSVILLE, AL

Return Service Requested

Tennessee Valley Genealogical Society
Spring Seminar
Saturday, May 2, 2009
Huntsville Public Library Auditorium

Mail this form with your check for \$30 payable to **Tennessee Valley Genealogical Society** to: **TVGS, P. O. Box 1568, Huntsville, AL 35807-0568** It **MUST** be received by April 29 to guarantee you a meal. **PLEASE PRINT.**

Name: _____

Address: _____

City, State, Zipcode: _____

Phone: _____

Email: _____

Family names you are researching (no more than six):

1 _____ 2 _____

3 _____ 4 _____

5 _____ 6 _____

Things You Should Know

Mortuary Records? Really?

Yes, really. According to *Family Tree Magazine*, mortuary records are an overlooked resource for finding information about your ancestors. At this time, unfortunately, you just about have to go to the city in question to look at their records personally, however some are gradually making way to the internet.

The largest mortuary in San Francisco, Halstead Mortuary, has made records from 1923 to 1960 available on-line. The number is an impressive 45,000. If you have ancestors who might have "passed through" Halstead Mortuary during this period of time, check out their website:

<http://www.sfgenealogy.net/php/halsteadsearch/halsteadindex.php>

Google Maps

Not sure how we should feel about this piece of information, but there is a positive side. If you go to Google and type in "Google maps street views" a whole world is opened up to you. Not only are street maps available, and as detailed as you want, but some sites are putting pictures of homes and businesses on the site for us to view.

Type in an address, as detailed as you can, and use the arrows to move around or narrow in. Not all addresses have pictures (yet), but I was able to find a picture of the drive-in I grew up next to in New Mexico. Some photographs are very old and some are more recent. Again, you can see the advantage, as

well as disadvantage of the time period of the photographs as well.

Be prepared to spend hours on this fun site!

Upcoming Seminars

March 28: Dr. John Philip Colletta will conduct a genealogical seminar from 8:30 to 5 at the Central Library in Virginia Beach, Virginia. For more information, call (757) 495-0672.

May 30: Megan Smolenyak will conduct a genealogical seminar at the Marion Public Library, 600 South Washington Street, Marion, Indiana. For more information, see:

<http://www.marion.lib.in.us/>

June 20: Megan Smolenyak will be at the Spiritual Life Center of Wichita located at 7100 E. 45th St. North, Wichita, KS.

In addition to these seminars, the Birmingham Genealogical Society invites everyone to their monthly meetings, 2 pm every 4th Saturday of the month, at the Birmingham Public Library on Arrington Avenue. For more information on these meetings, call (205) 226-3665.

Alabama Marriage Records before 1825

http://www.censusdiggins.com/alabama_marriages.html

Unusual Sources for Marriage Records

Family Tree Magazine has provided a list of other sources for information on your ancestors' marriage records when traditional sources are not available:

- Check out local newspapers. Marriage dates will be provided for wedding announcements in hometown papers, anniversary celebrations in towns where they lived at the time of the celebration, and possibly, but not always, in newspaper obituary announcements.
- Some census records, particularly 1900 and 1910, the number of years of marriage were sometimes included. The 1930 census recorded the age at the time of the marriage. The 1850, 1860, and 1880 census records asked if residents were married within the previous year.
- Count back from the date of birth of the first child. This is not a fool-proof method by any means, but an estimate can be made, usually within five or so years. Be prepared for any surprises you may find.
- Pension applications usually required some proof of marriage for widows to receive money based on their husband's military service or retirement benefits. If minor children were involved, proof of children's birth would have to be provided too. On the other hand, the men would sometimes have to provide information on their wedding when filling out the initial paperwork.

- Look for family Bibles that might be in close relatives' possession. In the front were pages for recording marriages, births, and deaths.
- Prior to 1922, the wife of someone who became a U.S. citizen was automatically granted citizenship herself. Look for clues in naturalization records.
- Court documents related to the couple, i.e., some land records or inheritance, may supply date of marriage.
- Divorce records would include the date of marriage, but some couples may have filed a petition for divorce though they may not have been granted a divorce. Obviously, these records are more numerous than actual divorce decrees.
- Ask older relatives for further clues, look for family letters, diary entries, or other miscellaneous family papers.
- Most of all, keep an open mind. Oftentimes those puzzle pieces show up when you are least expecting it.

Don't miss our Spring Seminar to be held Saturday, May 2 at the Huntsville Public Library. This is the chance to get your problems and questions addressed by professional genealogist Linda Woodward Geiger. The cost is \$30 per person and includes lunch. See our insert inside this issue for more information.

Valley Leaves Index

Volume 43, Number 3

A

Abraham, a slave, 89
Adair, Ellender, 80, 81
Adair, Mary, 81
Adams, William L., 86
Adear, Ellender, 81
Adear, Mary, 81
Adear, Samuel, 81
Alger, R.A., 77
Allston, Lemuel J., 85
Allsup, James, 86
Allsup, Robert R., 86
Alsup, James, 86
Anderson, Frances, 82
Anderson, John F., 77
Austin, Willie A., 76

B

Baily, Cor, 91
Baldwin/Balwin, Pheby, 81
Barclay, A.R., 92
Bayless, W.W., 75
Beaty, Robert, 86
Bedine, Jeremiah, 81
Bell, Mary, 82
Bell, William, 84
Bennet, James, 85
Bennett, Elizabeth, 85
Berry, Elenor, 82
Berry, Elijah/Elija, 81, 82
Berry, Frances, 81, 82
Berry, Sarah, 82
Bibb, William W., 85
Bird, Mary, 81
Bird, William, 81, 82
Birdine, Jeremiah, 81, 82
Black, Rachel, 81
Blasengame, Martha, 80
Blasengame, Peggy, 80
Blasengame, Robert, 81
Blasengim, Martha, 80
Blasengim, Peggy, 80
Blasengim, Robert, 81
Blythe, Martha, 79
Boothe, R.A., 75
Boshart, L.D., 89, 90

Bradley/Bradly, Anny, 83
Bragg, Benjamin, 84
Bragg, Nancy, 84
Brewer, Cora C., 76
Bright, Henry, 86
Brooks, Wm., 80
Brown, M.P., 78
Bruce, Lucy, 82
Buchanan, George, 85
Burdine, Jeremiah, 81, 82
Busby, Christena, 80
Busby, Susannah, 80
Busby, William, 80, 81
Byram, Aden, 80, 83
Byram, Ebenezer, 80, 83
Byram, Levi, 83, 84
Byram, Sarah, 80
Byrom, Ebenezer, Jr., 80

C

Caldwell, D.K., 74
Caldwell, G.B., 74
Caldwell, H., 73
Campbell, Anna, 80
Campbell, Celia, 80
Campbell, John, 80
Cargile, C.L., 75, 76
Carter, Catherine, 82
Carter, Joseph M., 93
Cate, a slave, 82
Chambers, Elizabeth, 79
Chambles, Elizabeth, 83
Chambles, Joel, 81
Chambles, Joshua, 83
Chennault, George, 90
Chisenhall, George J., 75
Chisenhall, Jesse Clarence, 75
Chisenhall, Lula Florence, 75
Clark, John, 93, 94
Clay, Clement C., 86
Cobb, Gemima E., 76
Cochran, Nancy E., 76
Coffee, Logan M., 93
Coffey, A.H., 78
Coffey, Annie, 78
Coffey, Harold, 78

Coffey, Mary, 73
Coffey, R.A., 78
Coffey, Vivian, 73
Coffey, W.A., 73
Colly, a slave, 84
Conway, Martha, 80
Cotton, Nancy, 80, 81
Cox, Edward, 92
Craff/Craft, Elizabeth, 82
Craft, Ezekiel, 80
Crage, L.R., 75
Cudow, Mary L., 76
Culver, Susan, 82

D

Dale, Samuel, 86
Dameron, George, 76
Dameron, Henry E., 76
Dameron, Israel, 76
Dameron, James T., 76
Dameron, William H., 76
Daniel, Archibald/Archible, 80
Daniel, Rebecca, 80
Deaton, Bro., 82
Dennice/Dennis, Sarah, 80
Derrick, Jane, 80, 81
Devan, Barnet, 80, 81
Dinsmoor/Dinsmoore, Silas, 85,
86
Divan, John S., 86

E

Eastin, Thomas, 85
Eubanks, Susannah, 80
Ewbank, Susanna, 80

F

Files, David, 86
Finley, James, 88
Finley, John B., 87
Flippo, W.L., 77
Frazier, Marsha C., 76
Frazier, Nancy J., 76
Frazier, Nellie K., 76
Frazier, Thomas, 76
Freeman, Sarah, 80

Now Accepting Ads in *Valley Leaves*

As announced in the March 2003 issue of *Valley Leaves*, the Tennessee Valley Genealogical Society is now accepting advertising from individuals and societies. The subject matter must pertain to genealogy or legitimate historical material. TVGS retains the right to refuse an ad from any individual or organization.

TVGS has published *Valley Leaves* for over 35 years. During that time, our reputation has built and our membership grown. We presently exchange with over 100 societies or libraries and boast several hundred paid members. Readership is in the thousands.

If you have just published a family history, advertising in *Valley Leaves* will make potential buyers aware of the existence of your product and promote sales due to our wide readership.

Since we are a non-profit organization, we are deliberately keeping our rates low: The rates quoted are for one-time ads:

| | | <u>Art Area</u> |
|-------------------------|---------|-----------------|
| Full page | \$50.00 | 6½ x 9 inches |
| Half page | \$25.00 | 6½ x 4½ inches |
| Quarter page (vertical) | \$12.50 | 3¼ x 4½ inches |

We are not set up for color so all will be in black and white. Neither are we set up to print photographs at these prices. All ads will be at the back of each issue.

Advertising Copy Must Be Received By:

| <u>Issue</u> | <u>Deadline</u> |
|--------------|--------------------------|
| September | August 1 st |
| December | November 1 st |
| March | February 1 st |
| June | May 1 st |

Book Reviews

Book reviews are still free upon receipt of a book. Once the book is reviewed we donate it to the Huntsville Public Library. One might do well, however, to follow up the review with an ad in the following issue.

Fridell, Willie, 78
Fry, Brantley, 93

G

Garrett, Joseph G., 87, 88
Gearon, Martha, 82
George, a slave, 84
Gibson, B.F., 75
Gilliam, William, 86
Glover, W.C., 72
Graham, Nimrod, 80
Green, Caswell, 93, 94
Green, Ginnet, 80
Green, Martha, 81
Green, Nancy, 80
Green, Nathan, Jr., 81
Green, Nathaniel, 80
Green, Sarah, 81
Gregory, J.H., 75, 78
Griffin, Nathan, 80

H

Hale, William, 80
Ham, Allen, 89
Hambleton, Elizabeth, 82
Hambleton, Sarah, 82
Hannah, a slave, 83, 84
Hardworth, J.B., 75
Harris, E., 83
Harris/Parris, P.E.S., 84
Haughton, Edward, 82
Haughton, Eliza, 81
Haughton, Joshua M., 82
Haughton, Mary, 80, 81
Haughton, Richard, 80, 81
Haughton, Sarah, 81, 82
Haughton, Thomas, 81
Haughton, William, 81, 82
Haughton, William, Sr., 82
Hebron, Thomas, 82
Hellums, Bro., 83
Hellums, William, 82, 83
Henry, Albert G., 91
Henry, Albert S., 89
Henry, David, 89
Henry, Hugh, 89, 91
Henry, Jane, 80
Henry, John, 80
Hewlett, Sarah, 80
Higgins, M.L., 92
Hinds, Hulda, 79, 82
Hinds, Sophia, 80
Hines, Huldy, 81

Hinkle, M.A., 75
Hockaday, Mary, 79
Hockaday, Samuel, 79
Honey, Abner, 80
Honey, Dianna, 80
Hope, Hampton, 87
House, James, 81
House, Louisa, 82
House, Samuel J., 82
House, Winneford, 81
Hoyle, D.L., 90, 91
Hoyle, David L., 92
Hunter, David, 80
Hunter, Nancy, 80, 81

I

Ice, Nancy, 80

J

Jackson, James, 80
James, a slave, 83
Jenkins, John, 80
Johnson, Dorothy Scott, 79, 85
Johnson, Levina, 80
Jones, James P., 76
Jones, John M., 76
Jones, Thomas F., 76
Jones, Thomas, 72
Jones, Willy, 82
Jordan, Martha, 83
Jordan, Sarah, 84
Jordan, William G., 89
Joyner, Elizabeth, 81, 82

K

Keith, Lanie, 77
Kenemer, Barbary, 80
Kennamore, Jacob, 93
Kennamore, Levi, 93
Kennamore, Zachariah, 93
Kennedy, R.G., 77
Kennemer, Jesse, 80
Kennemer, Polly, 80
Keys, C.L., 74, 75
Keys, Maggie, 75
Keys, T.S., 75
Keys, W.R.W.C., 74, 75
Killingsworth, John, 84
Kirkpatrick, Elizabeth, 84

L

Lamon, Jerrica, 80
Lamon, John, 81

Larkin, G.W.R., 71, 73
Larry, Matilda, 80
Lashly, Aaron, 79
Lashly, Mary, 79
Latimer, H.D., 71, 73
Laughinghouse, Martha, 81
Lawler, Elizabeth, 79, 80, 81
Lawler, Jehu, 81
Lawler, Levi, 79
Lawler, Nancy, 81
Layman, Jerrica, 81
Layman, John, 80, 82
Layman, Rebecca, 80
Leary, Matildah, 81
Lee, Frederic, 83
Lee, Nancy, 83
Lee, Rachael, 82
Leonard, Elizabeth, 80
Lester, Jerrica, 80
Lewis, Paley, 81
Lipscomb, Abner S., 85
Long, Robert, 86
Loveless, Allen, 92
Lucy, a slave, 83

M

Macfarland, James M., 87
Madderra/Madora, Lucy, 80, 81
Mahan, Ruth, 81
Maples, W.C., 78
Masingsal, Peggy, 81
Massengale, Dorcas Adear, 81
Massengale, Margaret, 82
Massengale/Massingale, Peggy, 81, 82
Mayhew, David H., 85
McCartney, Mary, 80, 81
McKemie, Elizabeth, 80
McKemie, John, 80
Michael, Coy, 87, 92
Mickey, Matthew, 93
Milican, Jane, 82
Miller, Mary, 81, 82
Miller, Nathaniel, 80
Miller, Penelope, 81
Mitchell, Polly, 83
Mitchell, Richard, 83
Moon, Nathaniel, 80
Moon, Susanna, 80
Moore, Gabriel, 85
Moore, Harriet, 80
Moore, Mary, 82
Murry, Mary, 79

N

Neighbors, James B., 71, 73
 Neighbors, Mary E., 71
 Nickelson, Bro., 83
 Nickelson, John, 79, 83
 Nickelson, Ruth, 79, 81
 Norwood, W.H., 77

O

Olley, a slave, 83
 Owen, Nancy, 80

P

Page, Lewis, 93
 Pain, Eliza, 81
 Parker, Jacob, 82
 Parker, Rebeka, 82
 Parker, Samuel, 81
 Parker, Thomas, 92
 Parris, Charlotte, 71, 73
 Parris/Harris, P.E.S., 84
 Pars, W.D., 78
 Patterson, Spencer, 87, 88
 Payne, Eliza, 81
 Pence, Rebecca, 80
 Peters, Hannah, 79
 Pickens, James, 86
 Pleas, a slave, 84
 Price, Paul, 72
 Proctor, John F., 77

R

Ragland, Burrell A., 94
 Ragland, Thomas, 94
 Raglin, James T., 93
 Randles, Richard S., 87, 88, 89,
 90, 91, 92, 93, 84
 Reed, Daniel, 86
 Reeves, Jacquelyn Procter, 71
 Right, James, 93, 94
 Rigney, Penelope, 81
 Ripley, Daniel B., 86
 Robers, Milly, 82
 Roberts, Rev. J.J., 81
 Robin, a slave, 86
 Rogers, Elizabeth B., 80, 81, 82
 Rogers, Francis L., 82
 Rogers, Josiah, 81, 82
 Rogers, Nancy, 81

Rogers, Sarah W., 82
 Rogers, William, 81, 82
 Rose, a slave, 86
 Rountree, Nancy, 81, 82
 Rountree, Sarah, 79
 Russel, Nathaniel, 80
 Russel, Sarah, 80

S

Saler, John, 82
 Sanford, Alasy, 80
 Sanford, Wells, 80
 Sanford, Willis, 80
 Scott, John M., 89, 91
 Shankle, James T., 94
 Shelton, Tolaver, 80
 Sinclear, Sarah, 82
 Smith, Andrew, 90, 91
 Smith, Booker, 88, 89
 Smith, Care, 82, 83
 Smith, Samuel, 85
 Smith, Warren, 75
 Smoot, Benjamin S., 85, 86
 Sneed, Hermon B., 80
 Sneed, Sopha, 80
 Starnes, T.D., 78
 Stephens, Mary F., 71, 72, 73
 Stone, Priscilla "Polly", 83
 Stone, Jesse, 83
 Stone, Joel, 83
 Stone, John, 83
 Stone, Patcey, 79
 Stone, Reuben Jr., 83
 Stone, Reuben, 83
 Surat/Sarattt, Martha, 80
 Sutton, Benjamin, 89

T

Tally, John B., 76
 Tate, S.W., 72, 74
 Taylor, Samuel, 86
 Teague, Bro., 84
 Teague, Magness, 83
 The., a slave, 83
 Thomas, G.W., 73, 74
 Thompson, J.M., 78
 Tidwell, James, 89, 90
 Tidwell, William, 89, 90
 Tindell, John, 83
 Tindill, Rosannah, 83

Tindle, John, 82
 Titus, James, 85, 86
 Turner, George, 81, 82
 Turner, John, 81, 82

U

Upton, Jesse, 90
 Upton, Mary, 90

V

Vail, Levi, 80
 Veasey/Veazy, William J., 80,
 81
 Veasy/Veazey, Hannah, 80, 81

W

Wafford, Bro., 82, 83
 Waford, Benj., 83
 Wallace, Bessie, 72
 Wallace, C.W., 72, 73
 Wallace, Charles W., 72
 Wallace, Eastman, 72
 Wallace, Edgar, 72
 Wallace, Marion, 72
 Wallace, Nannie, 72, 73
 Wallace, Walter, 72
 Walton, Robert L., 86
 Waters, Gainer, 90
 Webb, L.T., 71, 73
 Webster, E.A., 92
 Wheeler, William H.E., 87, 88
 Whitley, Elizabeth, 82
 Wilder, George, 85
 Will, a slave, 84
 Willcock, Desire, 80
 Williams, J.P., 76
 Williams, Margaret, 76, 77
 Willson, Mathew D., 85
 Wilson, Alfred, 92
 Wimberly, Isaac, 72, 73
 Winston, Anthony, 86
 Wofford, Benjamin, 83
 Wood, Bennet/Bennett, 79, 84
 Wood, Bro., 84
 Woodall, B.D., 87
 Woodall, Presley, 93, 94
 Woodley, Basil, 89
 Woosley, T.B., 71, 73
 Wright, James, 93

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