LANDMAN CEMETERY II, 34-2

Summary Report



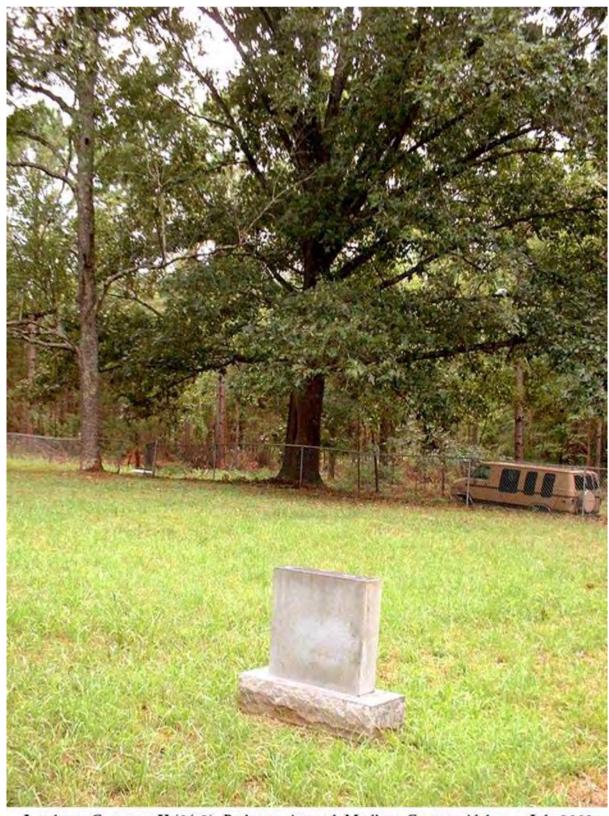
Landman Cemetery II (34-2), Redstone Arsenal, Madison County, Alabama, July 2002.

This cemetery has no tombstones. It is located in the NW/4 of S21-T4-R1W, within about a quarter mile to the northeast of Landman Cemetery I, 34-1. It is believed to be a cemetery that was used for the slaves of William Landman, who died in 1829, after leaving a will to regarding his estate.



Landman Cemetery II (34-2), Redstone Arsenal, Madison County, Alabama, July 2002.

The cemetery is well maintained by the Army's groundskeeping contractor. It has a peaceful quietness, with very little traffic on the nearby streets.



Landman Cemetery II (34-2), Redstone Arsenal, Madison County, Alabama, July 2002.



Landman Cemetery II (34-2), Redstone Arsenal, Madison County, Alabama, July 2002.

William Landman was the initial purchaser of the land of the NW/4 of Section 21, Township 4, Range 1 West, in 1813. When it died in 1829, the land passed to his heirs, including his widow Frances. Both William and Francis are buried in the nearby Landman Cemetery I, 34-1.

The last Will and Testament of William Landman Madison County State of Alabama January the 24th One Thousand eight hundred A twenty more I Milliam Land man of the County of Madion and State of Ataba may being in perfect mind and momory, do make ordain and publish this my last well and Vestament, in the manner and form following vez. I loan timy wife Frances Candman the whole of my Petate both real and per - Lonal including Land Negroes Stock of every description household & tithen furniture de during her natural life out of the proceeds of which including my present Crop it is my wish that she should pay all my lawy grave & School my Muldren; with The following exception voy, I give be queall the following special legains to my three daughters horas named I give my Daughter Grances one Negro God named Maria terry Daughter Lina one Negro girl named Agoy & terry Daughter Mory Am one Negro boy named Alech, which latter named Negro (Aleck) Sgir to my Baughter Mary ann aris to the hein of her body, and in the event that Mary Am should die wethout any such heir, it is my well that Said

Madison County, Alabama, Last Will & Testament of William Landman, January 24, 1829. [Probate Record Book 4, Page 407]

40 % return to my setate to be surproved of as the rest of my property It is furthermore my will that at the death of my wife Frances Landman the whole of my betate both real and personal, be equally divided among all my living Children Corthe living heir of the body) - The three above named Daughters, Frances Line and Mary it in to receive an equal proportion in common with the rest of my children notwith Handing the above mentioned special Legacier Provided however that the portion falling to my Saughter Mary Aun be Lubject to the same require ments that are made in reference to the boy (Aluk) given to her above is In Lestomory whereof Shave hereunts Lubrented my name on the day and date above William & Landman mondemed Seit, Ul w Lanier Ruh & Ellett a Sal h. allen The State of Alabama County Court of Mudison County this 18 day of Felmany 1829 The last will and Vestament of William Landman was this day produced in open Court for probate and it appearing to the Salesfaction of the Court that the widow & need of King has had reasonable notice of this apprecation and makes me objection, whereufour said will is admitted to froof and the execu - lien thereof being only frever by the oaths of Billiam Burner and Parland Elliott las of the Subsenting witnesses thereto Saident worders to be file for further broof and now subsequently, it being a day of the Form of Said Court Gowel, the 23rd day of Gebruary 1829 The last will and Sestamont of Abillian Landman decent white was hereto fore produced in ofun Court for probate and only prover by the salin of of William Lancer and Richard Ellevel, two of the Lubrenburg wilnester therets and ordered to be filed for further freef was again thisday produced in 10 Allen the other subscribing witness thente Masorderiste be theorded of my office see No A Pages 29 sand 293. West The Brandow Blk.

Madison County, Alabama, Last Will & Testament of William Landman, January 24, 1829. [Probate Record Book 4, Page 408]

William Landman's purchase of the land in 1813 is shown in Margaret Cowart's book of OLD LAND RECORDS for the county:

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						AGE	PAUL			

The Executor of William's will, charged with carrying out a fair division of his estate, was his son James Landman:

PETITION TO SELL LAND AND SLAVES (of William Landman, deceased -1829)

STATE OF ALABAMA MADISON COUNTY

PROBATE COURT OF SAID COURT.

The Petition of James Landman, Executor of William Landman dec'd respectfully represents unto Your Honor that all the claims against the estate of the said decedent have been paid.

Your petitioner further represents that the heirs of said decedent are his seven children, to-wit:

Your petitioner, James Landman, who is a resident of said County and State.

William Landman who was a resident of said County and State, now deceased.

Samuel Landman who resides in the County of Lauderdale in said State.

Betsy Landman, who has intermarried with George Simmons and who resides in Lauderdale County in said State.

Francis Landman who has intermarried with Abram H.Sibley, and who resided in said County and State now deceased.

6) Perlina Landman who has intermarried with Joshua H. Beadle,

and who resides in said County and State.

7) George Landman who was a resident of said County and State now deceased.

Your petitioner further states, that the lands of said decedent, consists of the following described parcels, viz:

The NW_4^1 of Sec 21 T μ R 1 W, and the N_2^2 of the NE_4^1 of Sec 21 T μ R 1 West, containing in all two hundred and forty acres more or less.

Your petitioner further states that the slaves belonging to said decedent, consist of the following nine in number viz: Jordan, Lucy, Caledonia and her two children Mary and Little Sally Harriett, Egbert, Little Jordan and Wesley.

Your petitioner further states, that the said decedent divided said landsand slaves jointly to his said devisees, but did not ascertain in his will, the respective shares of his said devisees in any such manner as that the same can now be designated, Page 2 Petition to sell land and slaves

or be set apart and allotted to them, and that while it is not in conflict with the provisions of said will to sell said lands, or any of them for the purpose of distribution, yet said will gives and slaves no power for any sale thereof for such purpose.

Your petitioner therefore states that the interest of all persons concerned in said lands and slaves will be best promoted by a sale thereof and a distribution of the proceeds among said heirs according to their several rights.

Wherefore your Petitioner prays your Honor to authorize him to sell said lands and slaves for the purpose of making a division of said estate, among said heirs, according to the statute in such cases made and that such proceedings orders and decrees may be had and made in the premises as may be sufficient to effectuate such sale, for said purpose according to law.

(This paper is the only paper found in the envelope in the files here in Madison County, Alabama. The other records were taken from the Oranges Court Record and Probate Court Record Books)

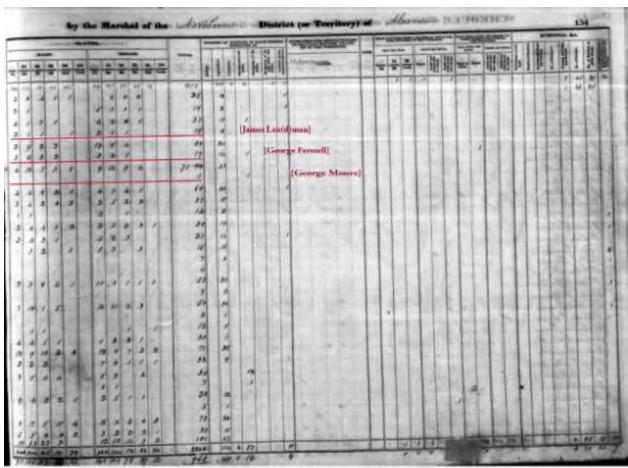
The petition of James Landman to sell the slaves in order to achieve an equitable and fair distribution must have been favored by the court, because the sale did occur in 1844, as shown below:

IN THE MATTER OF THE IN THE ORPHANS COURT ESTATE OF WILLIAM LANDMAN, DECEASED MADISON COUNTY, ALABAMA File No. 918 Will: (Wife Frances) Daughters, Frances, Mary Ann and Lina Bond by Frances Landman, the widow for \$10,000.00 with Bondsmen , Wm Baker, James Landman, Richard Elliott and Jason L Jordan Feb 23, 1829 (Orphans Court Record 4 page 293) Commissioners appointed to divide the slaves; March 6, 1844 S S Ewing, Isham J Fennell, Jas W Allen, Archibald McDonnell and Wm Matkins (Orphans Court Record 9 pag 347) Slaves sold by Commissioners March 8, 1845 To Francis Sibley - Lucy & child Mariah and Amanda \$825.00 To Geo Landman Heirs - Tom and Caroline Value 905500 To Samuel Landman - Jemima, Ages and Jack Value 1100.00 To James Landman - Joshua & Peter Value 857.00 To Pelina G. Beadle - Dick & Winney 1050.00 Value 1025.00 To Wm Landman - Ben & Jim Value To Mary Ann P. Snodgrass - Henry, Jim & Fanny 1200.00 To Elizabeth Simmons - Jacob & Ann No amount Value (Probate Record 12 page 34)

It can be seen that the original list of William Landman's nine slaves does not closely match to the 1844 list of those sold. Only the slave named Lucy

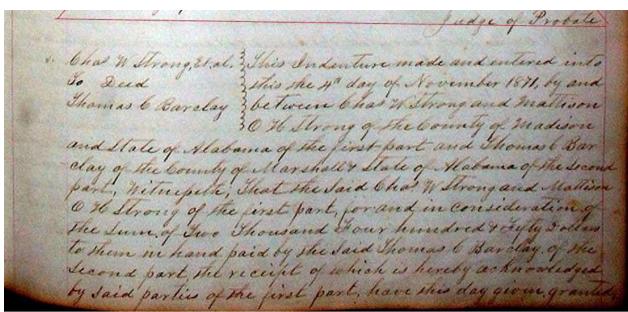
was on both lists, and in the later list she had two children that were not named in the previous listing. The statement of "No Amount" for the 1844 sale of Jacob and Ann to Elizabeth Simmons may indicate that they were elderly and that Elizabeth was simply taking them to provide a home to the end of their days.

The 1830 slave census for James Landman shows that he had 9 slaves, and these were probably the 9 slaves listed as having belonged to James' father William in 1829. However, the "petition to sell" listed the slaves by name, indicating that there were 4 males and 5 females. The 1830 census (showing the slaves under the ownership of James Landman, as Executor of the will of William Landman) shows 5 females and 4 males:



1830 Madison County AL census Slaves of Lan(d)man, Fennell, Moore

The differences between the slave name lists not only indicates that more slaves were born into the estate, but apparently some more were added by other means. Some of those not named in the 1844 list may have died and been buried in the Landman Cemetery II, 34-2. When the heirs sold the land out of Landman hands, the only cemetery that they reserved from sale was the Landman Cemetery I, 34-1, as shown in the deed below:



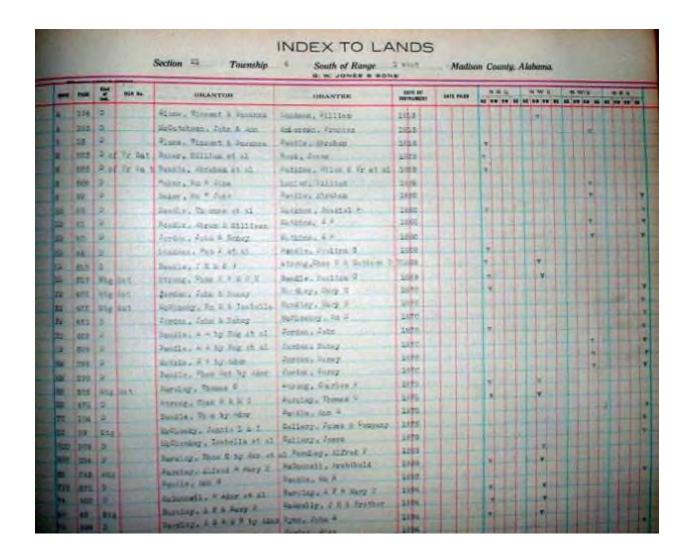
Madison County AL Deed Book RR, page 471: Charles W. Strong & Mattison O. H. Strong to Thomas C. Barclay, S21-T4-R1W, 1871.

472	The second secon
	bargained . Sold , conveyed and confirmed , and by these present
	do grant, give bargain, dell, convey, and confirm mile the
	Said Thomas & Barelay of the Second part, all that certain
	track or parael of land lying and being in the county of
	as follows to with the south wat and known and describe
	Ship four, Range one west, and the North half of the Worth bast
	qualter of Section Tourty one, Township four lange one out
	except one sere to include the grave yard in the South corner
1	of the N.W In Sec, 21. S. A. R. M. W.) Containing Two hundred &
	Forty acres more orless, it shave and to hold the above described
	track or parcels of land with the levements hereditaments
	and appartenances thereto belonging or in any wice appertaining
	surle the Said thomas & Wardlay his heirs Executors admin-
Mary .	calvalors and assegns forover, And the Said Che W Strong and
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	Wille to the hereby granted premies to the borty of the decoud
	Themselves their keins executors administrators and asigns.
	and from and against the langue claims and little of all
	and every person whomsoever, In Justimony where the
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	and deals, this sheday and date above willow
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	Mattison O. 26 Strongsteel
	W 11 1 1 1 1 1 2 2 1 1 1 1 1 1 1 1 1 1 1
19	The State of Alabama Bersonally appeared before me Robert
100	per Said bounty, Charles it Throng and matison OH Strong
	whose names are signed to the foregoing seed of Conveyance
151	and who are known to me, acknowledged before me on
	this day that being reformed of the contents of the Convey
	ance, they executed the same voluntarely on the day
	the Same bears date, being medoring hand this journe
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THE RESERVE TO SHARE THE PARTY NAMED IN	

Madison County AL Deed Book RR, page 472: Charles W. Strong & Mattison O. H. Strong to Thomas C. Barclay, S21-T4-R1W, 1871.

[Exception specifies location of the Landman I Cemetery / 34 - 1]

Through time, the heirs of William Landman sold his land holdings, as well as his slaves, until after they were emancipated. The INDEX TO LANDS prepared by G. W. Jones & Sons, Inc., shows the transitions of land ownership for S21-T4-R1W through the 1800s.



The Landman surname is somewhat "lost" in the INDEX due to the fact that so many of William's heirs were daughters, who married and took their husbands' surnames. A key to the surnames and geographical dispersion of the female heirs after marriages is also seen in the later records, from the 1917 deed below:

James H Landman et al.
TO
H D Westmoreland.

State of Alabama, Madison county.

This Indenture made and entered into this the 28th day of March, 1917. by and between James H Landman and his wife, Jean E handman, of Jefferson county, Alabama, Howard Landman, Harry C Landman, Prank Landman and Charles Landman, all unmarried, Clare O'Neal and her husband R L O'Neal Jr., all of Madison county, Alabama, J Henry Miller and his wife, Mary Miller, of Walker county Alabama, Gordon E Greenfield and Kate B Grenfield, his wife Carrie G Sibeck and her husband, William P Sibeck, Minnie G Wittenberg and her husband George H Wittenberg of Pulaski county, State of Arkansas, and William Maude Landman, an unmarried woman, of Bibb county, Georgia parties of the first part, and H. D Westmoreland, of Madison county Alabama, party of the second part,

PAP. Co. AL Deed Book 115 Roses 49- 51 (191

WITNESSETH: that the said parties of the first part for and in consideration of sum of Twenty five Hundred (\$2500.00) dollars to them cash in hand paid this day by the said H D Westmoreland, the receipt of which is acknowledged have this day given granted bargained sold conveyed and confirmed and do by these presents give grant bargain, sell convey and confirm unto theseid H D Westmoreland, all that certain lot or parcel of ground situate in

51

signed 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, they executed the same voluntarily on the day the same bears date; and I further certify that on the 12th day of april, 1917, came before me the within named Kate B Greenfield known to me to be the wife of the within named Gordon E Greenfield, Carrie G Sibeck known to me to be the wife of the within named William F Sibeck, and Minnie G Wittenberg, known tome to be the wife of the within named george H. Wittenberg, who, being examined separate and apart from theirusaiddaubandantouchingatheire signatures to the within conveyance, acknowledged that they signed the same of their own free will and accord and without fear constraints or threats on the part of their maidahusbands. Given under my hand and the seal of my office this the 12th day of April, 1917.

PART CO. AL Deed Book 115 8-3549-51 (1917)

(notarial seal) My commission expires May 20th 1917.

T G Embree notary public.

State of Georgia

County of Bibb,

I J E King, a notary public in and for said county and state hereby certify
that Willie MAude Landman, whose name is signed to the foregoing conveyance and who is known
to me, acknowledged before me on this day that being informed of the contents of the conveyance she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 2 day of April, 1917.

(notarialseal)

J E King notary public

STATE OF THE PERSON ASSESSED.

The foregoing deed was filed in the office of the Judgeof probate of Madison county, Ala., on July, 2 1917, at 5.15 p.m. and recorded August 8th 1917.

Thos W Jones, judge of probate.

the City of Muntaville, county and state aforesaid and described as follows, towitt

Beginning at the intersection of Eustis and Lincoln streets, thence northwardly along the east margin of Lincoln street 70 feet 4 inches to a stake, thence at right angles eastwardl 155 feet to a stake, thence at right angles southwardly 70 feet 4 inches to Bustis street, thence at right angles mestwardly along the north margin of Eustis street 155 feet to the

point of beginnings;
TO Have and to hold the lot or parcel of ground above described, together with all and singular the rights, privileges tenements appurtenances and improvements us the said H D Westmoreland and unto his heirs and assigns forever. And the said parties of the first part do hereby covenant with and represent to the said H D Westmareland his heirs the first part do hereby covenant with and represent to the said it D meatherstand his and assigns that they are lawfully sained in fee of the moperty above described, that the same are free of encusbrance, that they have a good ands lawful right to sell and convey the same as aforesaid and that they will warrant and defend the title to the same unto the said if D Westmoreland and unto his beirs and assigns forever against the lawful claims and demands

of all persons whomseever.

In witness whereof the said parties of the first part have hereunto set their hands and scale this the _____day of March 1917.

Jas. H Landson Jean T Landman neaL seal. Harry C Lendson seal Frank Landsan seal Ches Lendsen neal Clare M O'Neal R L O'Neal Jr. neal J Henry Willer peal MARY Miller menl Gordon E Greenfield seal Kate B Greenfield Carrie A Sibeck neal neal Minnie O Wittenberg seal George H Wittenberg seal Willie Maud Landman seal

State of Alabama

Noffermon moderny.

I. Mary Manford a notary public in and for said county and state hereby dertify that disaset H Landson and this wife Jean'd Danman, knowedness are signed 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, they executed the same voluntarily on the day the same bears date; And I further certify that on the 16th day of April, 1917, came before me the within named Jean T Landman known to me to be the wifeof the within named James H Landman, sho, being examined separate and spart from the husband touching her signature to the within conveyance acknowledged that she signed the same of her own free will and accord and without fear con-straints or threats on the part of thehusband. Given under my hand this the 16th day of April. 1917.

(notarial seal)

Mary Manford, notary public

State of Alabama,

Madison county. I, M N Opragine a notary public in and for said county and state hereby cer-tify that Boward Landmany Marry C Lendman. Frank Landman and Charles Landman, all unmarried Clars O'Neal and her husband E L O'Neal, Jr., shows names are signed to the foregoing conveyance and who are known to me, acknowledged before me on this day that being informed of the and a conveyance, they executed the same voluntarily on the day the same bears date, and I further certify that on the 28th day of March 1917, came before me the within named Clare O'Neal known to me to be the wifee of the within named E L O'neal Jr., who, being examined separate and apart from the husband touching her eignature to the within conveyance, acknowledged that she eighed the same of her own free will and accord and without fear, con-straints or threats on the part of the husband. Given under my hand this the 30th day of MArch 1917.

M B Spragine notary public.

State of Alabama, Walker county.

a notary public in and for said county and state hereby certify that J Henry Miller and Mary Miller, his wife whose names are signed to the foregoing conveyance and the are known to me, acknowledged before me on this day that being informed of veyance and who are known to me, souhouseded before he on this day that being informed of the contents of the conveyance, they executed the same voluntarily on the day the samehears date; and I further certify that on the __day of ____1917, came before me the within named Mary Miller known to me to be the wife of the within named I Henry Miller, who being examined separate and spart from the husband, touching her eignature to the within conveyance, acknowledged that she signed the same of her own free will and accord and without fear constraints or threats on the part of thehusband. Given under my hand this the __day of __1917.

E A Crelly notery public.

State of Arkansas.

pulsaki county.

I. To Rebree a notery public in and for said county and state hereby certify
that Gordon E Green field and his eife KAte B Greenfield, Carrie G Sibeck and her husband,
william F Sibeck. Minning G Eittenberg and her husband George E Wittenberg whose names are

Other than conjecture based upon the named slaves in the 1829 - 1844 estate papers of William Landman, it cannot be proven which slaves were buried in the Landman Cemetery II, 34-2. Even those whose names were dropped from the 1844 list may not be buried here. They may have been moved away with the heirs to other counties and states, to be buried in new locations. So far as is known, this little cemetery was not used for burials after the Civil War and slave emancipation, but even that is conjecture.

Prepared by John P. Rankin, August 28, 2005