<u>UNKNOWN CEMETERY, 52–1</u>

Summary Report



Unknown Cemetery, 52-1, Redstone Arsenal, Madison Co. AL, April 26, 2003 View along north side from northeast corner at gate. Large size of trees indicates advanced age of cemetery, which could possibly be the slave cemetery of the William Lanier family. The Lanier family Cemetery, 51-1, is just across Patton Road to the east of this cemetery. No inscribed tombstones were found here on the date visited.

Actually, the above caption is not correct. William Lanier never owned the land where this cemetery is located. He did own an adjacent quarter section for a time.



Unknown Cemetery, 52-1, Redstone Arsenal, Madison Co. AL, April 26, 2003 View to southwest from northeast corner at gate.

This cemetery is located in the Southeast Quarter of Section 28, Township 4, Range 1 West. It is less than half a mile southwest of the Jordan – Lanier Cemetery (51-1). As historical land record research reveals, it is located between the old sites of a school (Chapman School?) and a "Negro Cumberland Presbyterian Church", thought to have been the Poplar Hill Colored Cumberland Presbyterian Church, dating from 1874.

The cemetery as it appeared in 2003 is shown in the photographs below. No tombstones were found, indicating a likely black cemetery, but the remains of internal fencing indicated burials in the 1900s.



Unknown Cemetery, 52-1, Redstone Arsenal, Madison Co. AL, April 26, 2003 View along east side of cemetery from northeast corner at gate.



Unknown Cemetery, 52-1, Redstone Arsenal, Madison Co. AL, April 26, 2003 View to south central portion of cemetery from northeast corner at gate.



Unknown Cemetery, 52-1, Redstone Arsenal, Madison Co. AL, April 26, 2003 View of gate at northeast corner from within cemetery.

The jogging trail north of the Sparkman Center runs through the trees at the right in this photo, to the east of the cemetery by about 50 yards.



Unknown Cemetery, 52-1, Redstone Arsenal, Madison Co. AL, April 26, 2003 View to northeast from southwest corner



Unknown Cemetery, 52-1, Redstone Arsenal, Madison Co. AL, April 26, 2003 Fieldstone along north central edge of cemetery

There was an obvious grave depression near this fieldstone, but there were otherwise very few grave depressions found in the cemetery at the time visited. If visited during February or early March, more depressions may be visible, as the overgrowing vegetation would be killed and matted by cold weather at such a time.



Unknown Cemetery, 52-1, Redstone Arsenal, Madison Co. AL, April 26, 2003 View to northeast from southwest corner

These coils of fencing are recent. It is not known why they were here.

The map shown below was produced by unknown parties in the year 2001. This map labels a cemetery in the area as the Chapman Cemetery. The basis of that name is not known, but it may be related to the former nearby presence of an old school, probably called the Chapman School, but that is simply conjecture at this point. The point indicated on the map for the Chapman Cemetery is actually in the NW/4 of Section 34, rather than the SE/4 of Section 28, but it may be a positioning error, as the map maker probably intended to show the Unknown 52-1 Cemetery. There is no known cemetery in the location plotted for the Chapman Cemetery.



The 1998 Southern Engineering map excerpt below shows the more precise location of the Unknown Cemetery, 52-1. The map excerpt has been outlined to show Sections 28 and 33 of Township 4, Range 1 West, for subsequent land record study.



(1998 Southern Engineering Map excerpt, Madison County, AL)

The "Old Land Records" page below shows that Thomas Freeman, the first official surveyor of government land here, bought the cemetery land in 1809.

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According to the **INDEX TO LANDS** below, Thomas Freeman sold his interest in this land in 1816 to Francis Anderson, who had in 1818 bought the other 13 acres of land in Section 28 that was west of the old Indian Boundary Line.

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The record above shows that ownership of the land of Section 28 continued to transition from Francis Anderson to Eldred Rawlins (who married a Lanier relative of Rev. William Lanier of the nearby Jordan – Lanier Cemetery) and Jones Wood. From them it transitioned to William and Thomas Brandon, and thence to George Lane by about 1850. In 1853 George Lane sold portions of the land to William Matkin, and other parcels to Zebulon P. Davis and William Brown. William and Margaret Matkins

had a daughter named Emma who married William M. High. They sold the land to her and vice-versa, until Margaret Matkins was the sole owner. However, she mortgaged it to Isham J. Fennell, and it was foreclosed, then redeemed and returned to the Matkin family, according to old land title abstracts. Archibald McDonnell was involved in various transactions with the Matkin land as trustee of the estate.

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During Matkin ownership of the land, a half acre of it was sold to trustees of the "Colored Cumberland Presbyterian Church" in 1874 in the Southwest Corner of the Southeast Quarter of Section 33. Another acre was sold for the purpose of a school (Chapman School?) in 1902. The quarter of Section 28 for school location was not specified in the **INDEX TO LANDS**, but it was found to be in the NE/4 in other documents. That places the cemetery about halfway between the school in the NE/4 of Section 28 and the church in the SE/4 of Section 33 (examine the 1998 map excerpt). Such a location suggests that the cemetery may well have been the burying ground for the Negro church, as well as the community around the school.

The census records were examined to see if some Chapman families lived near the cemetery in order for it to be named the Chapman Cemetery at some time. The only Chapman families on arsenal lands were found in the 1930 census: James S. and Frank Chapman as heads of households. However, they were enumerated along the Pond Beat Road, near the Green Grove Road. That location is much further south, in the Pond Beat and Green Grove communities. If they had lived in the area of the Unknown Cemetery 52-1, the census record would have indicated that they were along the Triana Pike or in the Mullins Flats community.

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Selected pages of the old Madison County Land Title Abstracts are reproduced herein for reference to see the ownership transitions and the many exclusions from deeds of the land for the school and for the church. The cemetery itself was never mentioned in the exclusions, and it was not a part of the church deed or the school deed, as the cemetery size exceeds the size of those properties. Therefore, it was not simply a church cemetery, but it had to have also been a community cemetery. It was perhaps always treated informally, with permission to bury the dead just understood by residents of the community around the school and the church, without ever pursuing formal documentation of ownership. If it ever had a name during its use, the cemetery was probably called the **Poplar Hill Cemetery** or the **Poplar Hill Church Cemetery**, even though it served a community broader than the church.



Selections from Madison County AL Title Abstracts

STATE OF ALABAMA MADISON COUNTY

We hereby certify that the foregoing is a complete abstract of title of lands described in the caption of this abstract, from 1866 to date, being a full, complete and accurate exhibit of every instrument of record covenying or affecting the title to said land, as shown by the records on file in said county, during the time covered by this abstract.

We further certify that this abstract includes all court proceedings, notices, lis pendens, judgments, decrees, and transcripts of every character whatsoever affecting the title to said land, as shown by said records, and that the State and County taxes have been paid for the year 1939 and for five years prior to 1939.

Dated at Huntsville, Alabama, this 6th day of March, 1940.

G. W. JONES & SONS

Selections from Madison County AL Title Abstracts

BY

Quitoleim deed FANNIR A. LAWLER, widow, No Aug. 30, 1923 Aug. 30, 1923 Randall W. Lynsky, N.P. Single Aug. 31, 1923 Dand 128 541 STATE OF ALABAMA Yes Yes 1.00 Yes

. . . do hereby remise, release, quitclaim and convey to the said State of Alabama all my right, title, interest, claim and demand in and to the following described real estate in School District No 47 Madison County and State of Alabama, towit:

All that part of the southeast quarter of section 28, township 4, range 1 west described as beginning at a stake 19.02 chains west and 4.03 chains south from the northeast corner of said quarter section (which point is the northwest corner of the old school lot); thence north 40 degrees west 1.05 chains; thence south 50 degrees west 4.74 chains; thence south 40 degrees east 4.21 chains to the west margin of the Trians Pike; thence with same north 50 degrees east 1.58 chains to the southeast corner of the school lot; thence north 40 degrees west 3.16 chains to the beginning and containing one acre more or less.

To have and to hold the tract or parcel of land above described, together with all and singular the rights, privileges, tenements, appurtenances and improvements unto the said State of Alabama and unto its successors and assigns forever but without in any way warranting or intending to warrant the title to the same.

J. T. BATES & WIFE	Warranty deed	
	Aug. 23, 1923	
MATTIE E. BATES	Aug. 23, 1923	
	J. A. Walker, NP and Ex O Married	ff JP
	J. A. Walker, NP & Ex Off	TD
THE STATE OF ALABAMA	Aug. 31, 1923	41
	Yes	
	Yes	
	Yes	
	100.00 Yes	
and the second sec		

. . . and in further consideration of the contributions made by the other persons for the purpose of securing the extension of aid by the State of Alabama in the erection, repair or equipment of a rural school on the lands hereinefter described have granted, bargained and sold and by these presents do hereby grant, bargain, sell and convey unto the State of Alabama the following described real estate situated in School District No 47, Madison County and State of Alabama, towit:

All that part of the southeast quarter of section twenty eight (28) township 4, range 1 west described as beginning at a stake 19.02 chains west and 4.03 chains south from the northeast corner of said quarter section (which point is the northwest corner of the old school lot), thence north 40 degrees west 1.05 chains; thence south 50 degrees west 4.74 chains; thence south 40 degrees east 4.21 chains to the west margin of the Trians Pike; thence with same north 50 degrees east 1.58 chains to the southeast corner of the school lot; thence north 40 degrees west 3.16 chains to the beginning and containing one acre more or less. Plot property described above Section 28, Township 4, Range 1 West.

To have and to hold the aforegranted premises to the said State of Alabama forever in fee simple. And we do hereby covenant and agree with the state of Alabama that we are seized in fee of said premises; . .

(This conveyance shown for reference only)

J. T. BATES & WIFE

MATTIE E. BATES

FA.NIE A. LAWLER

Mortgage

Jan. 2, 1920

Jan. 2, 1920

W. B. Davis, N.P.

Mtg

Jan. 2, 1920

172

30,000.00 Jan 1, 1921

144

the said sum of Thirty Thousand Dollars to me cash in hand paid this day by the said Fannie A. Lawler, the receipt of which is acknowledged, we the said J. T. Bates and Mattie E. Bates, his wife, do hereby grant, bargain, sell and convey to the said Fannie A. Lawler, all those certain tracts or parcels of land situate in Madison County, Alabama, and

The southeast 1/4 of Section 28; twenty acres in the south-east corner of the south-west 1/4 of section 28, and the north-east 1/4 of section 33, all in Township 4, Range 1 West, less one acre heretofore conveyed by Elizabeth C. Matkins to A. McDonnell, Trustee, (and land not included in this abstract).

To have and to hold the tracts or parcels of land above described together with all and singular, the rights, privileges, tenements, her heirs and assigns forever. And I, the said Fannie A. Lawler and unto covenant with and represent to the said Fannie A. Lawler her heirs and assigns, that I am lawfully seized in fee of the property

	Warranty	deed	
JAMES H. COWLEY & WIFE	Ne		
	Jan. 2.	1920	
VIRGINIA S. COWLEY	Jen. 2	, 1920	
ATHOININ 2. COMPAT	W. P. Essling	or. N.P.	
		ried	applation
		Yes	
	W. P. Essling	er, N.P.	1.1
		0, 1920	1000
	Deed	119	299
J. T. BATES	Yes		
		Ye	8
			Yes
	35,000.00		Yes
			5
			14 Mar 1

J. T. Bates, the following described real estate, situated lying and being in Madison County, Alabama, to wit:

The Southeast quarter (SE¹) of Section Twenty Eight (28); Twenty (20) acres in the Southeast corner of the Southwest quarter (SW¹) of Section twenty eight (28) and the Northeast quarter (NE¹) of Section Thirty three (33) of Township Pour (4) Range one (1) West, subject to a conveyance of one (1) acre conveyed by Elizabeth Madkins to A. McDonald, Trustee, containing three hundred and forty (340) acres more or less and being the same property conveyed to the said James H. Cowley by deed of John A. Anderson., bearing date January 2nd, 1919 of record in the office of the Judge of Probate of said County in Deed Book 116, page 487.

TO PAVE AND TO HOLD, the above described real estate with the rights tenements, and appurtenances thereunto belonging or in anywise appartaining unto the said J. T. Bates, his heirs, and assigns, forever . . .

JAS. H. CONLEY & WIFE

VIRGINIA S. COWLEY

Mortgage

Jan. 2, 1919

Jan. 2, 1919

Alice Lanier, N.P.

Jan. 30, 1919

JOHN A. ANDERSON

Mtg 161 29

22,000.00 10 notes 1 on Jan. 1, 1922, '22, '23, '24, '25, '26, '27, '28 '29, 1930 ench.

. . . and for the purpose of so doing, and for and in consideration of the sum of One Dollar (\$1.00) to me cash in hand paid, receipt of which is hereby acknowledged, we, the said James H. Cowley, and Virginia S. Cowley, his wife, do hereby grant, bargain, sell and convey unto the said John A. Anderson, all of those tracts or percels of land, situate, lying and being in the County of Madison and State of Alabama, and more particularly described as follows, to-wit:

The Southeast quarter (SE4) of Section Twenty-eight (28); Twenty acres (20) in the Southeast corner of the Southwest quarter (SW4) of Section Twenty eight and the northeast quarter (NE4) of Section Thirty Three (33) of Township (4) four, Range one (1) West, subject to a conveyance of one (1) acre conveyed by Elizabeth Madkins to A. McDonald, Trustee, - containing Three Rundred and forty (340) acres, more or less.

To have and to hold the said tracts or parcels of land above described, together with all and singular the rights, privileges, tenements, appurtenances and improvements unto the said John A. Anderson and unto his heirs and sasigns, forever.

"This debt is secured by this mortgege is paid. Jan 2, 1920 "John A. Anderson"

JOHN A. ANDERSON, unmerried,	Werrenty d. No		-
	Jan. 2, 1919		
	Jan. 2, 191	19	
	Alice Lonier, N.		
	Single		
	Jan. 3, 1	919	
THE REAL PROPERTY OF	Deed 1	16	487
JAMES H. COWLEY	Yes		
		Yes	1
	27,000.00 \$5,000.00 cash, bal by mt;	Yes g.	

. . . and by these presents does, give, grant, bargain, sell and convey unto the said James H. Cowley, party of the second part, the following described tracts or percels of land, situate, lying, and being in the County of Medison, State of Alabama, and more particularly designated and described as follows, to wit:

The Southeast quarter (S.E.) of Section Twenty Eight (28); Twenty (20) acres in the southeast corner of the South West quarter (SW)) of section twenty eight (28) and the Northeast quarter (N.E.) of Section Thirty Three (33) of township Four (4), range one (1) west, subject to a conveyance of one (1) acre, conveyed by Elizabeth Madkins to A. McDonald, Trustee, containing Three Hundred and Forty acres (340) more or less.

TO HAVE AND TO HOLD the tracts or percels of land above described, together with all and singular the rights, privileges, tenements, appurtenances and improvements unto the said James H. Cowley, party of the second part, and unto his assigns forever.

Grantor to pay taxes due October, 1918 and grantee assumes taxes thereafter.

P. S. CAPANISS, REDISTER No Jan. 1, 1919 Jen. 1, 1919 Thos. W. Jones, Judge Pro. Jan. 1, 1919 John A. ANDERSON Deed 121 36 Yes Yes 35,980.00 Yes

Know all men by these presents, That Whereas, in accordance with a decree of sale rendered at the July memm, 1918, of said County, in the cause of John A. Anderson, Compleinent, against Jimmie Anderson, Ond, et als. Defendents.

I, P. S. Cabanias, as Register of said Court sold the following described real estate, viz:

The South East Quarter of Section 28, Twenty acres in the South east corner of the South West quarter of Section 28, the Northeast quarter of Section 33, in Township 4, Range One West, subject to a conveyance of one acre conveyed by Elizabeth Madkins to A. McDonnell, Trustee, (and lands not included in this abstract)

Which real estate was sold at public sale between the hours of 11 o'clock AM and 4 o'clock PM on the 20th day of November A.D. 1918, at the Court House Door of Madison County, Alabama, to John A. Anderson, for the sum of Thirty-five Thousend, "ine hundred Bighty (\$35980.00) Dollars, after first having given notice of the day, place and terms of said sale, and a description of the real estate for three successive neeks in the Huntsville Merucry, a newspaper published in said County, and also by posting up for thirty days at the Court House door of said County a notice of said sale.

And whereas, the sum of Thirty-five Thousand Nine Hundred Bighty

	And John A. Anderson became the highest, best and last bidder for part of said land described as follows: the
	Southeast quarter of Section 28, 20 acres in the Southeast corner of the Southwest quarter of Section 28, the Mortheast quarter of Section 33, the Southwest quarter of Section 33, all in Township 4, Range 1 West, except one half acre in the Southwest corner of the Southwest quarter of Section 33, conveyed by Margaret A. Madkins to the Trustees of the Methodist Episcopal Church, colored, and subject to a conveyance of one acre conveyed by Elizabeth Madkins to A. McDonnell, Trustee, containing in the aggregate 500 acres more or less. (And other lands)
at ar Dolla	d for the sum of Thirty-five Thousand Nine Hundred Eighty (\$35980.00)
throupurch chase lst.	Which said sums aggregating Thirty six Thousand and Eighty (\$36080.00) and Complainant, the said John A. Anderson and the said Defendants and their Guardian the said John A. Anderson and the said Defendants their Guardian the said Jimmie Anderson, having requested that the maser or purchasers be permitted to pay fifteen per cent of the pur- price in cash at the time of the sale and the balance on January 1919, and secure a conveyance and possession on January 1st, 1919; maid terms having been announced at said sale;
WOTO	NON THEREFORE the Register begs leave to report that the said lands sold as hereinabove set out to the respective highest bidders as said, and the said R. L. Lytle has paid to the Register the sum of

	Wa	rrenty deed	
BLIZABETH O. MATKIN & HUSBAND		Yes	
	Au,	g. 31, 1910	
W. B. MATKIN		Aug. 31, 1910	
	Ola Tayl	or, N.P.	
		Married	
		Yes	
	Ola Taj	ylor, N.P.	
	I	ug. 31, 1910	
JOHN A. ANDERSON	Deed	102	230
	Y	98	
		Yes	
CLINTON D. ANDERSON		Ye	8
	12,000.0	00	Yes

Witnesseth, That for and in consideration of the sum of Twelve Thousand (*12,000.00) dollars - Une thousand (*1,000.00) dollars of which is paid in cash, the receipt whereof is hereby acknowledged, and the execution of a note by the said parties of the second part, payable to the said Elizabeth G. Matkin in the sum of Eleven thousand (*11,000.-00) dollars, on or before the first day of January, 1911, the delivery of which note is hereby acknowledged, to secure the payment of which said Eleven thousand (*11,000.00) dollars note, the vendors lien upon the land hereinafter conveyed, i hereby expressly reserved and retained, the said Elizabeth G. Matkin and W. B. Matkin her husband, have this day given, granted, bargained, sold and conveyed, and by these presents do give, grant, bargain, sell and convey unto the said John A. Anderson and Clinton D. Anderson the following described tracts or parcels of lend lying in Madison County, Alabama, namely:-

The south east quarter of section 28, twenty acres in the south east corner of the southwest quarter of section 28, the north east quarter of section 33, all in township 4, Range 1 West, subject to a conveyance of one scre conveyed by Elizabeth 6 Metkin to A. McDonnell, trustee, (and lands not included in this abstract)

To have and to hold, the above described tracts or parcels of land, with all and singular the tenements and appurtenances thereunto belonging or in anywise appertaining unto the said John A. Anderson and Clin-

E. G. MATKIN & HUSBAND

W. B. MATKIN

Mortgege

March 19, 1910

Werch 19, 1910

Honrietta R. Schiffman, N.P.

I. SCHIPPMAN & CO.

mar.	22,	1910	
------	-----	------	--

11t6	106		27	Ð
648.00		Aug	1.	1910

. . . do hereby give, grant, bargain, sell and convey unto the said I. Schiffman & Co. the following described lands, situated in the County of Medison, State of Alabaus, viz;

SEt and twenty acres in the SE corner of the SW quarter of section 28 and the NET of section 33, in township 4, Range 1 West, except one acre in said section 28, conveyed by W B Martkin to A McDonald at als, Trustees of date July 12th, 1902 and recorded in deed book 90 page 255 (and land not included in this abstract)

To have and to hold said real estate, with the rights, tenements, and appurtenances thereunto belonging, or in anywise appertaining unto the said I. Schiffman & Co., heirs and saigns, forever;

"Satisfied & Paid in full, this 31st day of Aug, 1910. "I. Schiffman & Co."

RLIZABETH G. MATKIN & HUS.

R. B. MATKIN

Mort	5880
Na reb	31, 1909
March	h 31, 1909
Henrietto R.	. Schiffmen, N.P.
Nch. 3	1, 1900
Mtg	96 566
1,000.00	l yr ofter date

I. SCHIPPMAN & CO

• • • and by these presents do give, grant, bargain, sell and convey unto the said I. Schiffman & Co. the following described tracts or parcels of land lying and being in the County of Madison, State of Alabama, to-wit:

8.8.1 and twenty acres in the SE corner of the S.W. quarter of section 28, and the N.E. of section 33 and the S.W. quarter of section 33 all in township 4, range 1 west, except the following described tracts of land heretofore conveyed by Margaret A Matkin to the trustees of the M.E. Church colored, containing one half acre in the S.W. corner of the of the S.W. of said section 33 and more particularly described in the deed of Margaret A. Matkin of date December 17th, 1877, and recorded in deed book UUU page 308, also one acre in moid section 28, conveyed by W. B. Matkin to A. McDonnell. et als trustees of date July 12th, 1902 and recorded in deed book 90 page 255.

The have and to hold the above described tracts or parcels of land with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appartaining to said I Schiffman & Co. their assigns forever. Provided nevertheless

"Satisfied & poid in full this 31st day of Dec. 1910. "1. Schiffmon & Co."

BLIZABETH C. MATKINS & HUS	1	Nortgage	
W. B. MATKINS	00	t. 29, 19	004
		^o ct. 29,	1904
	J. Robert	t Jones,	N.P.
ISALC SCRIFFMAN	Oct. 29, 1904		04
	Mtg	84	628
	3600.00		l yr after date

. . . and by these presents do give, grant, bargain, sell and convey unto the said Issac Schiffman, the following described tracts or percels of land lying and being in the County of Madison, State of Alabama, to-wit:

SR1 and twenty scree in the SE corner of the SW quarter of Section 28, and the NEt of sec 33, and the SW quarter of Section 33, all in Township 4, Range 1 West, except the following described tracts of land heretofore convey by Margaret A Matkins to the Trustees of the M.E. church colored containing one-half acre in the SW corner of the SW1 of said section 33, and more particularly described in the deed of said Margaret A. Matkins of Date December 17, 1877, and recorded in deed Book UUU, page 308. Also one acre in said Section 28, conveyed by W B Matkins to A McDonald et als Trustees of date July 12, 1902 and recorded in deed Book 90, page 255.

To have and to hold the above described tracts or parcels of land with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining to said Issac Schiffman his heirs and a saigns forever.

Provided, nevertheless

"Setisfied & prid in full, this 3let day of Dec. 1910. "Bertie Schiffman, Executrix per R. L. Schiffman"

ELIZABETH G. MATKINS & HUSBAND	Warr	enty deed No	
	July 1	2, 1902	
W. B. MATKIN	July 12, 1909 J. R. Boyd, N.P. Married		
		Yes	
	J. R. Boy	d, N.P.	
		ly 12, 1902	3
ARCHIE MCDONNELL, SAM A. LA THAM	Deed	90	255
KRCHIK RODOWNEMA, SHE IT - THE	3	68	
A A D DADATAY SOUDOI		Yes	
end A. P. PARCLAY, SCHOOL		3	les
	10.00	3	fes
TRUSTERS OF T. 4, R 1 WEST			

. . .and by these presents do give, grant bargain, sell and convey unto the said parties of the second part as such Trustees the following described tract or parcel of land, lying and being in Madison County, Alabama, viz:

Commencing at a point in the center of the Trians Pike where it leaves the section line between sections twenty-seven and twentyeight, Township Four, Range one west; thence with the center of said pike Southwesterly four hundred and twenty eight (428) yards to the lot hereby conveyed, thence North West in a line perpendicular to said pike seventy (70) yards, thence South West in a line parallel with said pike seventy (70) yards thence South East parallel with first line seventy (70) yards to the center of said pike. thence North East with the center of said pike seventy (70) yards to the place of beginning, containing one acre, being in Section Twenty eight, township four, Range one West.

TO HAVE AND TO HOLD the above described tract or parcel of land together with all and singular the tenaments and appurtenances thereunto belonging, unto the said Archie McDonnell, S. A. Latham, A. P. Barclay as such Trustees, and their successors for school purposes forever.....

On the margin of the above described record appears the following:

"The acre of land described in the within deed is hereby released & discharged from the provisions of certain mortgages executed by said W B & E G Matkin to J H McAnelly & Bro on the 14th day of March 1901 & July 18th, 1899 recorded in Book 64, p 506 & in book 71, page 532, & from all mortgages by said w B & E G Matkin to said J H McAnelly & Bro. this release to be void if school is not kept up on said lot, but should be allowed to lapse for the space of two years . This August 4th, 1902.

"J. H. McAnelly & Bro."

Selections from Madison County AL Title Abstracts

ADA 8. JONES & HUSBAND

J. A. R. JONES

Quitclaim deed No July 14, 1899 July 14, 1899 Thomes O. Gill, N.P. Ex Off JP Merried No ---July 17, 1899 Deed 85 301 Yes

Yes

Yes

BLIZABETH O. MADE INS

800.00 W. M. Gorman R. Y. G111

... do remise, release, quit-claim and convey to the said Elizabeth G. Madkina, all of our right, title, interest and claim in or to the following described real estate to-wit: Lying and being in the County of Madison, gtate of Alabama, that is to say,

The South East quarter and twenty acres on the South East corner of the South West quarter of Section twenty eight, the North East quarter of Section thirty three, and the South west quarter of Section thirty three, all in township four, Range one West, containing five hundred acres more or less, and being the same land conveyed by Margarett A. Matkins to Isham J. Pennell by mortgage of record in the probate Court of said County, in mortgage book 28 page 317.

HENRY MODONNELL, ADMR. ISHAM J. PENNELL HENRY MODONNELL & WIPE ADA F. MODONNELL M. L. PENNELL

RLISABETH G. MATKINS

Deel No ^Uct. 24, 1894 See below . 17 .. 11 н 11 н Nov. 10, 1894 Deed 75 206 Yes Yes 2250.00 Yes

. . . in consideration of the sum of Twenty Two Hundred and fifty (\$2250) dollars being the balance due on the debt secured by the mortgage of Margaret A. Matkins to Isham J. Fennell which mortgage was foreclosed on April 24, 1893, to us in hand paid by Elisabeth G Matkin, the receipt whereof is hereby acknowledged, we, Henry McDonnell Individually and as administrator of the estate of Isham J. Fennell, deceased, Ada F. Mc-Donnell wife of said Henry and Mattie L. Fennell (Ada F. McDonnell and Mattie L. Fennell being the only heirs at law of soid Isham J. Fennell deceased) do remise, release, grant and convey to the said Elisabeth G. Matkin all our right, title, interest and claim in or to the following described real estate lying in the county of Madison, State of Alabama, towit;

The South East quarter and twenty acres in the southeast corner of of the southwest quarter of Section 28 and the northeast quarter of Section 33 and the southwest quarter of Sedtion 33 all in township four Range one West, containing Five Hundred acres more or less.

To Have and To Hold to the said Blisabeth G. Matkins her heirs and satins but without warranty from us.

ACKNOW LEDGED :

By Henry McDonnel, individually and as said admr. and by Ada P. McDonnell, Oct. 24, 1894 before J R Wynn, J.P., Medison Co., Ala. By Mattie L. Fennell, Mov. 6, 1894 before N. D. Lunning, J.P. (Seal) Buncombie County, North Carolina.

	Deed	1	
A. MODONNELL & WIPE		No	
	April 24	, 1893	
LILLIAN MODONNELL	Apri	1 24, 189	3
LILLIAN BODOWNESS	J. R. Wynn, J.P.		
	Merried		
		Yes	
	J. R. Wynn, J.P.		
	Apri	1 24, 189	3
HENRY MCDONNRLL, ADMINISTRATOR	Deed	YYY	402
HENRY MCDONNKLL, ADMINISTRATOR	Yes		
		Yes	
OF ESTATE OF ISHAM J. PENNELL		N	0
	2,828.50		Yes
DECEASED.			

Know all men by these presents that for and in consideration of the sum of two thousand eight hundred and twenty eight & 50/100 dollars to me in hand paid by Henry McDonnell, Admr of the estate of Isham J. Pennell decd the receipt whereof is hereby acknowledged we have this day given, granted, bargained and sold and by these presents do give, grant sell convey and confirm unto the said Henry McDonnel as such administrator the following described tracts or percels of land situate lying and being in said state and county to wit:

The South East quarter and 20 acres in South East corner of South west quarter of Section twenty eight, also the North East quarter of Section thirty three and the South West quarter of Section thirty three, all in Township four Range one west, containing five hundred acres more or less.

To Have and To hold the above described tract or parcel of land with the rights, tenements, hereditaments and appurtenances thereunto belonging unto him the said Henry McDonnell as such administrators his successors or assigns forever but without warranty of title from me.

In witness whereof we hereunto set our hends and affix our seals

	Foreclos	ure deed
HENRY MODONNELL, ADMR. I. J.		No
	April	24, 1893
	April a	4, 1893
FENNELL, DECD, mortgagee	J. R. Wynn, J	·.P.
	-	- 1
	April	19, 1893
	Deed	YYY 400
ARCHIBALD MCDONN BLL		Yes
		Yes
	2,823.50	Yea

Whereas, Margaret A. Matkin and Archibald McDonnell trustee of said County & State executed to Isham J Fennell decessed on the 29th day of Pebruary, 1888, a certain mortgage recorded in the office of the Judge of Probate for said County and State in book 34, page 445 for the pur-pose of securing a debt of the said Margaret A. Matkin therein particularly set out conveying to the said Isham J Fennell dece a certain tract or parcel of land hereinefter particularly described, and whereas by said mortgage, power and authority were vested in said mortgage to sell said realty therein described in default of the payment of said debt at meturity, and whereas defoult was made in the payment of seid debt at maturity and whereas under and by virtue of said power of sale by said mortage so vested in soid Isham J Pennell deceased, I as administrator of the said Isham J Fennell deceased did sell the realty hereinefter described at public outcry for cash in front of the Court house door of seid county within legal hours on the 24th day of April, 1893, having given thirty doys notice of the time, place and terms of sale by publication in the Weekly Argus a newspaper published in the city of Buntsville in said State & County in accordance with the requirements of the said mortgage, and

Whereas at said sale Archie McDonnell of said state and County became the purchaser of the property so conveyed in said mortgage at & for the sum of two thousand eight hundred and twenty three & 50/100 dollars, that being the last, best and highest bid therefor and whereas

the said Archie McDonnel has complied with the terms of sale,

Now therefore know all men by these presents that I, Henry McDonnell as said administrator of Isham J. Fennell, deceased, for and in consideration of the premises and for the further consideration of ten dollars to me in hand paid by the said Archie McDonnell the receipt whereof is hereby acknowledged under and by virtue of the power and authority in me vested by said mortgage have this day given, granted, bargained and sold and by these presents do give, grant, bargain and sell and convey and confirm unto the said Archie McDonnell the following described tracts or parcels of land situate lying & being in said state and County to wit:

The South East quarter and twenty acres on the South East corner of the Southwest quarter of section twenty eight, also the North East quarter of section thirty three and the South west quarter of Section thirty three, all in Township four, Range one West, containing five hundred acres more or less.

To Have and To Hold the above described realty together with all and singular the rights, tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining unto him the said Archie icDonnell his heirs and assigns forever as fully and completely as I as administrator of said deceased mortgagee can or ought to convey the title to the same.

In witness whereof

Warranty deed MARGARET A. MATKINS See below Sept. 5, 1890 Sept. 5, 1890 Thomas 0. 0111, NP Ex Off JP Not shown April 20, 1893 Deed YYY 399 ADA S. JONES Yes Yes Yes See below

. . . for and in consideration of the love and affection I have for my daughter party of the 2d part, one thousand dollars she is to pay on a mortgage held by Isham Pennell and one hundred and twenty dollars she is to pay me annually during my life time for my support, I have this day bargained, sold and conveyed and by presents do bargain, sell and convey to my daughter party of the 2d part, a certain tract or parcel of land with all the tenements and appurtenances thereunto belonging or in any wise thereto appertaining and lying in the aforesaid County and particularly described as follows, viz:

The SEt of Sec 28 and 20 acres off the SE corner of the SW quarter of same section and seventy acres off the N and of the NEt Sec 33 all in Township 4 Range 1 West containing in all 250 acres more or less.

To Have and to Hold the same & I hereby bind myself my heirs and assigns to warrant and defend the title of same to said 2nd party, her heirs & assigns forever

Warranty deed MARGARET A. MATKINS No March 9, 1890 Aug. 9, 1890; Aug 11, 1890 A. NODONNELL, THUSTEE Alfred Moore, N.P. Not shown ---Aug. 11, 1890 Deed TTT 343 WILLIAM B. MATKINS Yes No See below

. . . that for and in consideration of the natural love and affection which I bear to my son, William B. Matkins and for the further consideration that my said son agrees & binds himself by the acceptance of this deed to pay the sum of fifteen hundred dollars, with interest from the date hereof in liquidation of a mortgage given by me to Isham J Pennell on the realty hereins fter described, which said mortgage is recorded in the office of the Judge of Probate of said state and county in Deed Book M.B. No. 28 & also in Book TTT page 445 & for the further consideration of ten dollars to me in hand paid by my said son, the receipt whereof is hereby acknowledged, I Margaret A. Matkins of said state and County, have this day jiven, granted, bargained and sold, and by these presents do give, grant, bargain, sell, convey and confirm unto the said William B. Matkins the following described real estate situate, lying & being in said State & county towit:

The South west quarter of Section thirty three, Township four Range one West, except one half acre in the South West corner of same heretofore conveyed by me to certain negroes for church purposes; also a right of way along and upon a certain strip of land 20 feet wide alsong the west side of NET S 33 and SET S 28 T 4, R 1 W and running north along half section line to the Triana Road together with free ingress, egfess and regress for the said William B. Matkins his heirs and assigns, his and their tenants and under tenants at all times and forever hereafter.

Mortgege
Fab. 29, 1888
3ee below
n n
Aug. 8, 1890
4tg 34 445
2500.00 12 mths from de

... in consideration of the premises and of the further sum of five dollars cash in hand paid the receipt whereof is hereby acknowledged have this day granted, bargeined, sold, aliened, revised, released, conveyed and confirming and by these presents do grant, bargein, sell, slien, remise, release, convey and confirm unto the said Isham J Fennell the following described lands lying and being in the County of Madison and State of Alabama, that is to say:

The South East quarter and twenty acres on the South mast corner of the South west quarter of Section twenty eight, the North East quarter of Section thirty three and the South west quarter of Section thirty three, all in township four, Range one west, containing five Hundred acres, more or less.

To have & to hold the said land unto the said Isham J. Fennell and his heirs forever, together with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

The shows conveyance is however upon this following condition. If the said Margaret A Matking shall well and try pay the said note and

	Deed		
WN. M. HIGH & RIPE	No		
	Dec. 31,	1866	
	Doc.	31, 1866	
BNWA C. HIGH	Jomes H. Scr Marr:		PC
	N		
	Dec. 3	1, 1866	
	Deed	9 4005 99	391
WARGARBY A. MATKINS	Yea	P.1	0.67
	168	Yes	
		Yes	
	See below	Yes	
Know all men by these pres	ente, thet we, William M.	Hish and	wife
Buns C. high for and in conside garet A. Matkins, mother of the consideration of the sum of ten whereof is hereby acknowledged, slien and confey unto the said described lands viz:	said Emma C. High, and f dollars to us in hand pe do hereby give, grant, h	or the fur id, the rec eresin, se	ther ceipt
	triantit cance on the Cout	b onet com	
The South Rest quarter and of the South West quarter Bost quarter of Section th one West, in sold County.	of Section Twenty Bight,	and the Mor	th
of the South Test quarter Best quarter of Section th	of Section Twenty Eight, irty three all in Townshi	and the Nor p four, Rer	th

Dood WH. MATKINS . WIFE No Dec. 31, 1966 Dec. 31, 1866 MARGAHETT MATKINS James H Scruggs, Judge P C Married No Dec. 31, 1866 Deeu 390 FP ENDIA C. MICH Yes No Yes 5,000.00

This Indenture made and entered into his 31st day of December, 1866, by and between William Matkins of the first part, Emus C. High of the second part & William M High of the third part, Witnesseth: That whereas, the party of the first part has bargained and sold to the party of the second part, with the consent and approval of the party of the third part, certain lands bereinafter described and conveyed for the sum of Five thousand dollars:

"ow therefore for and in consideration of the said sum of Five Thousand dollars to him in hand paid, the receipt whereof, is hereby acknowledged, the said William Matkins gives, grants, bargains, and sells, aliens and conveys to the said Emma C. High,

The South east quarter and twenty acres on the South east corner of the South West quarter of Section twenty eight and the North east quarter of Section thirty three, all in Township four Range one west in said county.

To Have and to Hold the said to her and her heirs forever.

In Witness Whereof

Margerett Matkins' name does not appear in body of conveyance but acknowlodgment states she is wife of William Matkins.

Selections from Madison County AL Title Abstracts

Prepared by John P. Rankin, September 6, 2005