

○ Input to RPH from Alice Louise (Navarette) Nogar Re's 8 MAR 1994. She is of the Harmon U class. The input came from

△ CATY COBB of Griffin, GA - RPH
presumption is that NANCY - -
b 23 NOV 1843 (?) d 24 FEB 1844
is nee Nancy U D/o Howell U -
Need a confirm

Louise Norgan
At Callers Residence ROGERS
will of Howell

23 NOV 1843
24 FEB 1844
Cathy Cobb Griffin, GA - Ann 4
Nancy = Dean
Thomas Norgan
Jesse gave key
my name
& address

Source called to say she has
will of Howell U & will send
up to me

8 MAR 94

①

① 1830 NC census shows no Howell U [SEE ENTRY # 6]

② 1840 NC census shows 1 Howell U - he in MMY Co (Prinne Montgomery Co - RPU)

③ see A Pg 5 of West 15 MAR 1979 It to RPU → [DUDNET]
 On 17 SEP 1835 Allen U + wife Mary (Audley) U made a deed which was registered in Montgomery Co, NC. 5 APR 1839 They sold land to Wiley Rann who md Sarah Audley → [DUDNET] a sister of Mary (Audley) U. This land was adjacent to land of Howell U. [SEE ALLEN U XID-3564 FOR EXTRACT OF DEED] [SPELLING = DUDNEY, NOT DODLEY] NC

B, Pg 7 first extract of census 1840 Montgomery Co, West of Re Barber U, Howell 1 Male 15, 1 Male 50 / Female 10, 15, 50

C, Pg 7 - will of Howell U. - written 23 NOV 1843 in Stanley Co, NC
 Names - Davis Sarah U, Celia U, Marthall, Nancy U
 Son = William Riley U
 wife = Rebecca
 Executor = William Swearingen [WILLIAM SWEARINGEN]
 witnesses = Samuel Dehenry, Sarah Randal

D // Pg 7 - Descendant of Allen U says that above wife procer Allen & Howell U were brother-in-law (they md sisters). They may or may not have been brothers.

④ It 7 MAR 1980 John Paul Lilly to RPU
 "we have not been able to trace back further than Howell Upchurch, born about 1780, who was my great-great great grandfather. It seems likely that Howell U and Allen U of Montgomery (later Stanley) Co. were two of the sons of Harmon Upchurch shown in the Montgomery Co. census for 1810. Howell U has numerous descendants and an Upchurch reunion is held each year in Stanley County, primarily for the descendants of Osborne Howell U. "

④ CONTINUED

Howell U b ca 1780

md Rebecca

d 1846, Stanley Co, NC

William Riley U

md 7 MAY 1846

Sarah Randall

b 26 APR 1824 Montgomery Co, NC

b 17 MAY 1821

d 26 DEC 1893 Stanley Co, NC

d 23 DEC 1852

Osborne Howell U.

b 18 MAR 1848 Stanley Co NC

d 21 AUG 1905 - Stanley Co NC

Jessie Ada U

b 9 AUG 1884 Stanley Co, NC

d 31 JAN 1860 " "

John Paul Lilly

b 17 NOV 1842

Stanley Co, NC

⑤ See for John Paul Lilly 30 MAR 1980 RPU

Howell U b ca 1790 d 1846

⑥ See 1830 census Montgomery Co, NC - Pg 071
 {The entry CORDELL U is probably a garbled spelling
 of **HOWELL U** - RPU} Assume Howell U:

Male 15-20 [WILLIAM RILEY U b 1824 age 6]

Male 30-40?

Male 60-70 - [Howell U b ca 1790 age 40]

Female 10-15

Female 15-20

Female 20-30

Female 30-40?

Female 50-60 [ELIZABETH DUDNEY]

SARAH, CELIA, NANCY, MARTHA

⑦ See 1840 census Montgomery Co, NC

Howell U

Male 15-20 [WILLIAM RILEY U b 1824 age 16]

Male 50-60 [Howell U b ca 1785 age 55]

Female 10-15

Female 15-20

Female 60-70 [ELIZABETH DUDNEY] [ANOTHER EXTRACT
 SHOWS THIS 50-60
 WHICH IS A BETTER
 FIT - RPU]

b ca 1792 hence ca 48

(3)

(8) See Ltr 30 JAN 1985 Charles Edgar Crow to RPU

He shows:

I. Howell U b ca 1785 (NC) & ca 1846 (Stanley Co, NC)
 and Elizabeth Rebecca Rodney b ca 1792 (NC)
 d ca 1850 (Stanley Co, NC).

A. Male b ca 1810

B. Lariah U & b ca 1813

C. Martha U b ca 1820

D. Nancy U b 1822 and 1844 Aaron Rogers

E. William Riley U b 1825 d 26 DEC 1893 and 7 MAY 1846
 Sarah Randall.

F. Sarah U b 1827

(?) G. Celia U b 1830

(9) See will file for will of Howell U

(10) See Ltr 11 FEB 1985 Charles Edgar Crow to RPU
 A researcher, Mrs Z.V. Archambault reports in a Ltr 14 OCT 1975
 "Rocky River Circuit Quarterly Conference 1808-1817 - The 4th
 Quarterly Meeting Conference held at Randall's meeting house -
 for Rocky River Circuit 17 OCT 1812 - the following were
 present:

Jonathan Jackson, Preaching Elder

John Hill, Traveling Elder

Howell U, J (Ladies)

Howell U also appears in the 1814 conference.

The letter also gives details on the organization &
 origin of Methodist Churches in the area.

Tax List 1841 - Stand Co, NC

<u>Howell U</u>	314 acres on Jacobs Creek	Value \$314. ⁰⁰	No poll	Paid \$0.85 Tax
Allen U	200 acres on Ashburn Farm	\$300. ⁰⁰	No poll	Paid \$0.81 Tax
Kulham U			1 poll	" \$0.50 "
T. B. U			1 poll	" \$0.50 "
Benjamin U			1 poll	" \$0.50 "

⑩ - Continued

Further reference is made to the Estate of Howell U in the February Session 1847 - Pg 127 - Stanly Co, NC Estate Settlements Book 1. - William Swearingen, Exe

ITEM: - Vol 1, Pg 22 - NOV session 1841 - William Swearingen, Esq. heir - Shankle & Benjamin Luey. he appointed a committee to settle with Howell U administrator of Hannah Upchurch [Question - Who is Hannah U - RPA]

⑪ See Jt 14 FEB 2000 James Beck Et RPA [Jim & RPA were colleagues in the 1980's when RPA consulted at Eli Lilly & Co in Indianapolis, IN where Jim was an Ag Chemist]

I. Samuel Swearingen, Sr settled in 1750 on the Tar River in Beaufort Co, NC (later Edgecombe Co, NC)

A. Samuel Swearingen, Jr - To Anson Co, NC 1760

1. John Swearingen

a. Rebecca Swearingen b. abt 1792 - She was living with her daughter Sarah U [MRS - - - ?] in Stanly Co, NC Md (?) HOWELL U

2. Samuel Swearingen, III

3rd GGP OF JEM | a. Jane Swearingen md 1800 (Lincoln Co, NC) John Beck - married to Buncombe Co, NC (area later = Swain Co, NC)

i. - - Beck

(I) - - Beck

(A) - - Beck

(1) - - Beck

(c) James Beck ('Jim')

12
 ERVIN UPCHURCH
 P. O. Box 433
 WHITE PLAINS, TN 37187

REC'D 6 DEC 1980
 RPU

THE UPCHURCH FAMILY OF STANLY COUNTY

The Upchurch family was one of the first families to settle in what is now Stanly County, North Carolina, and for many years, especially prior to the Civil War was of the well known and outstanding families of the county. By 1840, there was several William Upchurches in the county. Some of these Upchurches probably settled in Raleigh, North Carolina. There was a William H. Upchurch who settled in Raleigh about the year, 1840, where he became well known for the carriages he made in his shop there. He lived until about 1900 and is mentioned in the "History of Early Raleigh" by Amis.

□ **Howell Upchurch**, who died 1846, was a large land owner, owning lands on both sides of Jacob's Creek, near Pee Dee River.

□ His wife's first name was Rebecca. His last will and testament was probated at the November session of the Stanly County Court

□+□+□+□ 1846. His children were Celia, Nancy, Martha, Sarah and son

□ William Riley Upchurch. He gave each of his children a tract of land together with various items of personal property,

△ including sums of money. He appointed his friend, William Swarringen, executor of his will which is recorded in Mill Book No. 1, pages 53, 54, 55, and 56.

□ William Riley Upchurch, above named son, was married to

□ Sarah Randall Upchurch at the time of his fathers death 1846

□ and in the year 1850, they had two children Osborne Upchurch,

(12) - CONTINUED

(6)

- two years old, and Lucy Ann Upchurch, 2 months old, when his
 □ wife Sarah Randall Upchurch died, he married a 2nd wife on
 Δ + □ April 27, 1853, she being ^[SARAH LURANER THROCKMORTON] Sarah L. McSwain, widow of Charles
 □ McSwain on April 26, 1852, the said Sarah L. McSwain, entered
 Δ into a marriage settlement or contract with William Riley
 Upchurch, the agreement setting forth that none of the property
 including the dower in lands left her by her first husband,
 Δ Charles McSwain, should go to pay any of the debts of the said
 Upchurch, and that she should have said property all in her
 own name to do with as she pleased. Both she and Upchurch duly
 executed this agreement and the same is recorded in one of
 the old books in the office of the Register of Deeds for
 Stanly County.

The U.S. Federal census for the year 1860 shows:

- Δ William Riley Upchurch 35 years old, a farmer; his wife,
 Δ + Δ + Δ Sarah L. ^[SARAH LURANER THROCKMORTON] McSwain; Osborne Upchurch, a son, 13 years old; Lucy
 Δ Ann Upchurch, a daughter, 10 years old; Tempa Upchurch, a
 □ daughter, 4 years old, by his 2nd wife Sarah L. (McSwain)
 Δ Upchurch; Thomas A. McSwain, 12 years old, a son of Sarah
 Δ L. by her first husband, Charles McSwain.

- Δ + Δ William Randall James McSwain married Lucy Ann Upchurch,
 □ + □ January 14, 1869. Osborne Howell Upchurch married Eliza Caroline
 Blalock.

(13) see #15 SEP 2000 Kevin Michael Burton D RP4-173

Howell U h about 1785 (Montgomery Co, NC)

(14) N.C. Wills: A Testator Index, 1665-1900 by Thornton W. Mitchell
Howell U 1846 Stanly Co, NC WB 1/53

HOWELL

U

PE9

XID-3566

(15) Transcribed will of Howell U via email 25 OCT 2010 Teria
Rogers A RPY

WILL of HOWELL UPCHURCH :

Will from Lina Jane Boyd Files :

Stanly Co. NC Will Book II,

WB - 1/ 53 1846

TYPED TRANSCRIPTION by Unknown in -

Will Book II , pg. 53 - 56

TESTATOR : UPCHURCH, Howell 23 November 1843

"Sound in mind. "

"First : decent burial; just debts to be paid."

ITEM: To my beloved daughter SARAH: a parcel of land being on Soputh side of Jacobs Creek at mouth of the Bramble branch, thence up branch to hill, thence to corner on South side of Road, at foot of the cut-down hill, at my back line, thence with line to Jacob's Creek, thence down sd. creek to beginning.

ITEM: To my daughter CELIA ; 20 a. land beg. at DEBERRY's corner in my line, thence North to oak, thence to or near a gate, where she now lives, thence direct to a spring where she now uses (inc. said spring), thence South or South-west to foot of the big hill, so far as to make 20 a.

ITEM: To my beloved wife (unnamed) & my son WILLIAM RILEY: all the residue of my lands; at my wife's death both to belong to my son Wm. RILEY.

ITEM: To all my children, CELIA, NANCY, MARTHA, SARAH, Wm. RILEY : one bed and furniture, which they have all had.

ITEM: To my daughter MARTHA : 1 gray colt.

ITEM: To my beloved wife REBECCA: 1 horse (her choice, 2 cows & calves, 1 plow & gears, of all kinds, all my household & kitchen furniture; 1 years provision for herself & family, as executor thinks proper; also as many farming tools and all other things as executor thinks she may need.

ITEM: All the residue of my estate to be sold & surplus after debts paid to be paid over to wife REBECCA.

EXECUTOR : friend WILLIAM SWARINGEN

WITNESSES: LEMUEL DEBERRY, SARAH RANDLE

SIGNED : HOWELL X UPCHURCH

CODICIL: To my daughter NANCY ROGERS : 1 cow & calf, 1 colt from my blind Baily mare when foaled; \$10.00. 24 February 1844.

WITNESSES : JOSEPH ALLEN, JOHN R. P. SNUGGS

SIGNED : HOWELL X UPCHURCH

PROBATE : November Sessions 1846 on oaths of LEMUEL DEBERRY & SARAH RANDLE; codicil proved on oaths of JOSEPH ALLEN & JOHN R.P. SNUGS; WILLIAM SWARINGEN, received letters testamentary. D. HEARNE, Clk.

Howell Upchurch's Will.

In the name of God. Amen.

HA

I, Howell Upchurch, of the County of Stanley, and State of North Carolina, being in sound mind and memory, (Blessed be God) but considering the uncertainty of earthly existence, do make and declare this my last will and testament in manner and form, following: That is to say,

First. My Executor, hereinafter named, shall provide for my body a decent burial, suitable to my friends, and pay all funeral expenses together with my just debts, howsoever & to whomsoever owing, out of the moneys that may first come into his hands, as a part or parcel of my estate.

Item. I give and devise to my beloved daughter Lannah a certain parcel of land, Beginning on the south side of Jacob's Creek, at the mouth of the Bramble branch, thence up said branch to the tree brushy hill, thence a direct course to the Sassafras corner on the South side of the Road, at the foot of the cut-down hill, at my back line; thence towards (no course) with my back line to my

XFD-3566
REC'D B RPU FROM CHARLES EDGAR CROW IN LTR 30 JANU 1985
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PEB
HOWELL U WILL
16

together with my just due, whatsoever it is known
to be owing, out of the moneys that may first be
comd into his hands, as a part or parcel of my
estate.

Item. I give and devise to my beloved daughter
Lanah a certain parcel of land, beginning on
the south side of Jacob's creek, at the mouth of
the bramble branch, thence up said branch to the
brushy hill, thence a direct course to the Sassafras
corner on the south side of the Road, at the
foot of the cut-down hill, at my back line;
thence towards (no course) with my back line to
said Jacob's creek; thence down said creek
to the beginning; — to her and her heirs forever.

Item. I give and devise to my daughter Belia,
to her and her heirs forever, twenty acres of land
beginning at Delury's Corner in my line, thence
North to a Post-oak near a field; thence, to or
near a gate, where she now lives; thence, a direct
course to a spring, where she now uses, (in-
cluding said spring;) thence, nearer south or
south-west, to the foot of the big hill, so far as
will make the twenty acres and no more.

17-9

3 FEBRUARY

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Howell Upchurch's Will. (continued)

10

Item. I give and devise to my beloved wife, and my son William Riley, all the residue of my lands, as long as my beloved wife shall live, and then, at her death, both to belong to my son Wm. Riley forever.

Item. I give and bequeath to all my children, that is to say, my daughter Cecilia, Nancy, Martha, Sarah, and my son, Wm. Riley, one bed and furniture, which they have all had.

Item. I give unto my daughter Martha one gray Colt by the name of _____ to her ~~and her~~ and her heirs forever; and no other person shall have or have right either by sale, deed, or otherwise.

Item. I give and bequeath to my said beloved wife, Rebecca, one horse (her choice) two cows and calves, one plow and gear, of all kinds, all my house-hold, and kitchen furniture of every description; also, one year provisions for herself and family, out of my crop, stock, and other provisions;

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(16)

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Item. I give unto my daughter Martha
 one gray Colt by the name of _____ to her
~~and he~~ and her heirs for ever; and ~~to~~ no
 other person shall ~~have~~ ever have right
 either by sale, deed, or otherwise.

Item. I give and bequeath to my said D
 beloved wife; Rebecca, and horse (her choice)
 two Cows and calves, one plow and gear,
 of all kinds, all my house-hold, and
 kitchen furniture of every description; also,
 one year provisions for herself and family,
 out of my crop, stock, and other provisions;
 as much, and such, as my executor thinks
 proper. Also, as many more of the farming
 tools and all other things as my executor
 thinks my beloved may need, that shall
 be left after paying all my just debts, and
 all expenses accruing on my estate.

Item. my will and desire is that all the
 residue of my estate shall be sold, and
 when collected, my debts paid, and the
 surplus, if any, be paid over to my
 beloved wife Rebecca.

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Horrell Upchurch's Will (continued)

E

Item. And lastly I do hereby constitute and appoint
my trusty friend William Swaringer ^{SWARINGER} my lawful
Executor unto this, my last will and Testament,
according to the true intent and meaning of the same,
and every part and clause thereof; hereby revoking
and declaring utterly void all other wills
and testaments, by me heretofore made.

In witness whereof I, the said Horrell Upchurch
do hereunto set my hand and seal, this 23d,
day of November 1843.

Signed, sealed, published
and delivered to be his last
will and testament in presence of

Horrell ^{his} Upchurch
mark.

Samuel Duberry
Sarah Raudle

Whereas, I Horrell Upchurch have made my last will
and testament, in writing bearing
date the 23d. day of November
1843. and have thereby made sundry
provisions and bequests according
to the existing circumstances of my
estate; but which now have changed
I do by this my writing, which I do

3 FEB 85

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and declared to be his last
will and testament (in presence of)
Samuel Deberry
Sarah Randall

Thomas ^{his} Hornell x Upchurch
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Thomas, J. Hornell Upchurch have made my last will
and testament, in writing, bearing
date the 23d. day of November
1843. and have thereby made sundry
devisions and bequeaths according
to the existing circumstances of my
estate; but which now have changed
I do by this my writing, which I do
hereby declare to be a codicil to my
last will, to be taken, and constituted
as a part thereof. I will and direct
that my daughter Nancy Rogers shall
have one cow and calf, and colt
from my blind Dairy Mare when foaled.
Also, ten dollars in money, to her, and
her heirs' own use to be disposed of
as in my will, by my executor as in
my last will and testament, of which
this is my codicil, is hereby declared.

E

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3 FEB 85

PG 14

(16)

57

Horrell Upchurch's Will (continued)
to be a part.

In testimony whereof, I hereunto set my
hand and seal, (this 24th February),
A.D. 1844.

In presence of }
Joseph Allen }
John R. P. Snuggs }

Horrell ^{his} Upchurch Seal
mark.

North Carolina }
Stanly County } November Session 1844.
Then the foregoing last will and

Testament of Horrell Upchurch, was pro-
duced; and offered for probate in open
Court, and proved by the oaths of
Samuel Deberry and Sarah Randall,
subscribing witnesses thereto, and the
Codicil thereto annexed was proved
by the oaths of Joseph Allen ~~and proved~~
~~by the oaths of~~ and John R. P. Snuggs,
subscribing witnesses, and William
Swaninger, the Executor therein named,
qualified according to law and received
letters testamentary, and the will was



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Pg 15
Testament of Horrell Upchurch, was pro-
duced; and offered for probate in open
Court, and proved by the oaths of
Lemuel Peberry and Sarah Randle,
subscribing witnesses, and The
Codicil thereto annexed was proved
by the oaths of Joseph Allen ~~was proved~~
~~by the oaths of~~ and John R. P. Smugs,
subscribing witnesses, and William
Swaniger, the Executor therein named,
qualified according to law and received
letters testamentary, and the will was
ordered to be recorded.

D. Heanue, clk.

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16

(18) Excerpt from an email 29 MAY 2014 to RPH from
 Claudia Ireland a professional genealogist who is
 researching for a descendant of the Martha U Lane in
 the Harmon U / Howell U Subclass

The puzzle I'm intent on solving right at the moment, is that the previous genealogist had Howell Upchurch
 married to Rebecca Swaringen. I can find no record of that online, except for a few undocumented family
 trees, and I have found a marriage record for Howell Upchurch and Elizabeth Dudney. Howell's brother
 Allen married Mary Dudney, and in fact their father John Dudney is listed on the 1810 census of Captain
 James Kendel, Montgomery county, with two teenage daughters who could be Mary and Elizabeth. Elizabeth
 could have gone by a middle name Rebecca, as there is a Rebecca Upchurch on the 1850 census of Centre,
 Stanly county, with a possible daughter Sarah. All of this is conjecture, which is what makes genealogy so
 fascinating!

I. JOHN DUDNEY - ON 1810 CENSUS IN MONTGOMERY CO., MD

A. Mary Dudney

md () Allen U s/o Harmon U - HOC

B. ^E Elizabeth ~~Rebecca~~ Dudney [for RPH Records]

md () Howell U - s/o Harmon U - HOC

Note: I have no evidence of Howell U being married

to a Rebecca SWARINGEN

(19) Items in Sta 14 MAY 1984 Eleanor Grace Williamson to RPH

14
MAY
1984

Stanly Co, NC - Will Abstracts 1841-1868

Howell Upchurch - Book 1 - Page 53 - Nov-23, 1843.

Wife Rebecca. Daughters: Sarah, Celia, Nancy (Rogers),
 Martha. Son Wm Riley. Exec. Wm Swaringen
 Wit. Lemuel Deberry, Sarah Randle, Joseph Allen,
 John R. P. Snuggs. Prob. Nov. 1846

20 EXCERPT FROM BOOK "THE UPCHURCHES" BY MAE D. COX APR 2008
ITEM: _____

Fifth Generation

Harmon Upchurch

Pgs 133-136 TO
HIS BIO FILE

- 1 Michael Upchurch I 1620 - 1681
- 2 Richard Upchurch 1658 - 1700
- 3 John Upchurch I 1678 - 1758
- 4 James Upchurch III 1724 - 1784
- 5 Harmon Upchurch 1740 - 1815
- 6 Allen Upchurch 1779 - 1848 Δ
- 6 Howell Upchurch 1785 - 1846 Δ
- 6 Benjamin Upchurch 1789 - Δ
- 6 James Upchurch 1797 - Δ
- 6 Daughter 1794-