

Commentary: James Courtney Upchurch was born about 1838 in Dallas County, Alabama shortly after his father had moved there from Chatham County, NC. James as the son of Courtney Upchurch and the grandson of Moses Upchurch, head of Upchurch clan # 1. As an adult, James was found in Texas where he served this Civil War. He died in 1878 in McLennon County, TX. After a long search James Courtney Upchurch emerged as the father of James Toney. James Toney would go on to become a prominent minister in Texas. (You can see the Biofile of James Toney for a very rich story). Our effort to learn about Toney and his father brought me in contact with his descendants who provided important details on the Moses Upchurch/Courtney sub-clan. The resulting Biofiles include many details and many leads which deserve more attention. This Biofile on James Courtney adds much to our knowledge about the Moses Upchurch clan.

RPU – 24 Oct 2018

Acknowledgements: This Biofile was transcribed by Carla Michaels, volunteer coordinator at our UAFA facility in Cary, NC.

(1) Per letter 26 Apr 1975 from Mrs Mike Lomas to RPU

James Courtney Upchurch was son of Courtney Upchurch (born circa 1794, died < 1850) and wife Cynthia Richardson (married 21 Apr 1814 – Chatham Co, NC). Courtney moved to Dallas Co, LA between 1834 & 1836.

(2) See 22 Mar 1980 letter Genevieve Little to RPU

Children of Courtney Upchurch were:


Burnett Upchurch

Cynthia Upchurch

Delinsa Upchurch

Moses Upchurch

Sion Upchurch



Upchurch¹

Note: This is as Mrs Little wrote the name. From rest of her handwriting looks as though it could be SARVER – From my records this comes closest to fitting **James Courtney Upchurch** – RPU]

[¹Later this turns out to be Lawrence Upchurch – RPU]

(3) See 1860 Census – Walker Co, TX

Calvin B. Upchurch	29	M	Farmer	born NC	Head of House
[Calvin Burnett Upchurch]					
Cynthia Upchurch	65	F		born NC	
[Cynthia Richardson]					
James C Upchurch	21	M	Laborer	born AL	
[James Courtney Upchurch]					
Delenea Couroy	26	F		born NC	
[Delenia Upchurch]					
Frances E Couroy	5	F		born TX	
John Couroy	3	M		born TX	

(4) See 1870 Census – McLennan Co, TX [Note item 13 – Extract shows Nancy = age 22 (should be 28 – RPU)]

James Upchurch	31		Farmer	born AL
[James Courtney Upchurch]				
Nancy Upchurch	28			born AL
Cynthia Upchurch				born TX

(5) From letter 13 Nov 1981 Mayfred Upchurch to RPU

There was a James C Upchurch CSA 3 Company I, 13th Texas Volunteers – Pvt – Pvt [Note: This could be **JCU** – RPU]

(6) From RPU/SSU Family Sojourn to Texas – 4 – 17 Apr 1996

On 9 Apr 1996 searched the Public Library in Waco, TX for Upchurch information – especially for evidence relating to James T. Upchurch who was born Oct 1870 in Bosqueville, McLennan Co, TX. Found:

1870 Census – McLennan Co, TX – Family 664 Sheet **N**

<u>James Upchurch</u>	31	M	W
Nancy Upchurch	28	F	W

These are the only Upchurches in the county in 1870 and are prime prospects to be the parents of James T. Upchurch born Oct 1870.

Marriage Records – McLennan Co, TX

Vol I 1850 – 1870 – No Upchurches

Vol II 1871 – 1892 – Davis H. Ellis married 28 Jul 1878 Nancy Ann Upchurch. Official W. R. D. Stockton

Vol III 1892 – 1901

Miss Annie M. Upchurch married 2 Sep 1897 J. D. Patillo – Official = C. V.

Bailen

Miss Ida Upchurch married 17 Oct 1900 Dudley Gammon Official = J. W. Cocke, PP

(7) See letter 2 Jun 1996 William Lee Pattillos to RPU

Bill is aware of the wife of **James Courtney Upchurch** who is his great grandmother She was Nancy Ann (--) Upchurch. He reports she was born Nov 1847 (AL) died Arlington, TX married 2nd 28 Jul 1878 (Waco, McLennan Co, TX) David H. Ellis born 1820 (Maine) died Arlington TX.

(8) See letter 22 Jun 1996 William Lee Pattillos to RPU.

James Courtney Upchurch married Nancy Ann ---. She subsequently married David H. Ellis. "I have a picture of Nancy and of David H. Ellis."

(9) See letter 29 Jul 1996 William Lee Pattillos to RPU

Bill was unable to answer many questions about **James Courtney Upchurch** but reports his wife Nancy Ann --- was born Nov 18-2 and probably died in Arlington, TX or Dallas, TX. She married 2nd David H. Ellis by whom she had no issue. In 1900 Nancy Ann (---) (Upchurch) Ellis is shown as having had 6 children of whom only 2 were alive in 1900. Hence **James Courtney Upchurch** has six children.

(10) See letter 22 Nov 1995 Charles John Peterson, Jr. to RPU

James Courtney Upchurch was born 1839 as figured from census records; 1850 – born 1838; 1860 – born 1839; 1870 – born 1839

(11) See letter 1 Sep 1996 William Lee Pattillos to RPU

There are a couple of things that are still bothering me about our connection to the **James Courtney Upchurch** branch of the family. The 1870 Census for McLennan Co., Texas shows a **James Upchurch**, 31, Farmer, a Nancy Upchurch, 28, wife, and a Cynthia Upchurch, 3, child. Where is Annie Upchurch, who would have been the same age, but is not listed with this family. Are Annie M and Cynthia the same or is this a mistake??? From other census records, the 1880 Listing of Upchurch's in Texas does not list an Annie, Cynthia, Nancy, or **James T. or C. Upchurch**. When I searched the 1880 Texas US Census Soundex Records, I did not have much luck either. I am enclosing a copy of my search results. The 1900 McLennan Co. Texas Census shows that Nancy was the mother of 6 children and only 2 were living. I wonder what happened to the other four, when and where. If Nancy was married three times and had six children, I wonder if they were all Upchurchs.

(12) Service of **James Courtney Upchurch** in the Civil War

The following pages 4 – 16 presumably all concern the service of **James Courtney Upchurch** in the Civil War. They were received 23 May 1996 from the Confederate Research Center in Hillsboro, TX at a cost of \$15.00 [21 Increments of Info]

(12) - CONTINUED

*Spchurch, J. C.*Co. *A*, 20 Texas Infantry

(Elmore's Regiment.)

(Confederate.)

*Private Private*See also *3. Tex. Inf**13. Tex. Vols.*

GENERAL INDEX CARD.

This card must not be taken from the files.

(23)

(12) - CONTINUED

Upchurch, J. C.
Co. G, 20 Texas Infantry.
(Elmore's Regiment.)

(Confederate.)

Private Private
CARD NUMBERS.

1	50695-163	20
2	8755-	21
3	703276	22
4	3862	23
5		24
6		25
7		26
8		27
9		28
10		29
11		30
12		31
13		32
14		33
15		34
16		35
17		36
18		37
19		38

Number of medical cards herein 1

Number of personal papers herein 0

BOOK MARK:

(12) - CONTINUED

(A)

(B)

(Confederate.)

20

Texas.

J. C. Upchurch
Pvt., Co. G, 20 Reg't Texas Infantry.

Appears on

Regimental Return

of the organization named above,

for the month of

mch

1864

Commissioned officers present and absent:

Station

Remarks:

Alterations since last return among the enlisted men

Date

1864

Place

Remarks:

Enlisted men on Extra or Daily Duty:

Absent enlisted men accounted for:

On furlough 22 days from mch
25, 1864

The 20th (also known as Elmore's) Regiment Texas Infantry, with ten companies, A to K, completed its organization by the election of field officers May 14, 1862. Many of the former members of the 9th (Nichols') Regiment Texas Infantry enlisted in this regiment.

J. C. Upchurch

Copyist.

(Confederate.)

20

Texas.

J. C. Upchurch
Pvt., Co. G, 20 Reg't Texas Infantry.

Appears on

Regimental Return

of the organization named above,

for the month of

mch

1864

Commissioned officers present and absent:

Station

Remarks:

Alterations since last return among the enlisted men:

Date

1864

Place

Remarks:

Enlisted men on Extra or Daily Duty:

Absent enlisted men accounted for:

With leave furloughed for
days Dec 17, '64

The 20th (also known as Elmore's) Regiment Texas Infantry, with ten companies, A to K, completed its organization by the election of field officers May 14, 1862. Many of the former members of the 9th (Nichols') Regiment Texas Infantry enlisted in this regiment.

J. C. Upchurch

(644)

Copyist.

(12) CONTINUED

A

B

(CONFEDERATE)

U

20

Tex

J. C. Upchurch

Co G 20 Tex Inf

Appears on a
RECEIPT ROLL

for clothing,

for 3 yr 186 3

Date of issue Sept 21 186 3

Signature

Remarks:

Roll No.

Davenport

Copyist.

Upchurch James

Co. I, 13 Texas Volunteers.
(Cavalry, Artillery and Infantry.)

Known at various times as the 4th (Bates') Reg't Texas
Vols., Bates' Batt'n Texas Vols., and the Brazoria Coast
Regiment.

(Confederate.)

Private Private

See also 3 Tex. Inf.

20 Tex Inf

GENERAL INDEX CARD.

This card must not be taken from the files.

(12)-CONTINUED

[A]

[B]

Confederate.

U 13 Texas.

J. L. Upchurch

Ret. Capt. L. C. Rountree's Company.

Age 22 years.

Appears on

Company Muster Roll

of the organization named above,

for Oct 20 to Dec 31, 1861.

Enrolled:

When Oct 20, 1861

Where Huntsville

By whom Capt. Rountree

Mustered into service:

When Oct 20, 1861

Where Velasco

By whom J. W. Brooks

Last paid:

By whom by due from enlist

To what time, 1861

Valuation of horse \$125.00; equipments \$25.00

Remarks:

Confederate.

U 13 Texas.

J. L. Upchurch

Ret. Capt. L. C. Rountree's Company,
Bates Regiment Volunteers

Age 22 years.

Appears on

Company Muster-in Roll
of the organization named above.

Roll dated Velasco

Muster-in to date Oct 20, 1861

Joined for duty and enrolled:

When Oct 20, 1861

Where Velasco

By whom J. W. Brooks

Period Nov

No. of miles to rendezvous 150

Valuation of horse \$125.00; equipments \$25.00

Remarks:

*This company was known at various times as Captain Rountree's Company and (1st) Company C Bates' Regiment Texas Volunteers; Captain Rountree's Company Texas Partisan Rangers and (2d) Company I, 15th Regiment Texas Infantry. The company was divided March 28, 1862, and part of it organized as (2d) Company K of this regiment.

This organization originally consisted of twelve companies, A to L, which were organized on various dates from September 17, 1861, to January 4, 1862. A and D were artillery companies; B, C, H and I cavalry, and the other companies were infantry. Companies F, K and M were transferred to the 15th Regiment Texas Infantry by S. O. No. 420, Hdqrs. Dept. of Texas, dated April 2, 1862, and became Companies D, F and H, respectively, of that organization. Companies B, D, H and I were separated from this command by S. O. No. 421, Hdqrs. Dept. of Texas, dated April 2, 1862, and formed the 11th (Brown's) Battalion Texas Cavalry. Letters of the remaining companies were changed and new companies of cavalry and artillery added from time to time until the organization consisted of ten companies, A to K, in March, 1862. Cavalry Companies A, G, I and K were transferred to the 11th (Brown's) Battalion Texas Cavalry, and formed the 11th (Brown's) Regiment Texas Cavalry, by S. O. No. 325, Hdqrs. Dist. of Tex., N. Mex. and Ariz., dated November 8, 1862. Artillery Company H was permanently detached from this organization and subsequently became the 10th Texas Field Battery. New Companies G and M were organized February 15th and June 8, 1862, respectively. Companies D and F, Griffin's Battalion Texas Infantry and Company B, 11th (Spaight's) Battalion Texas Infantry were transferred to this command by S. O. No. 62, Hdqrs. Dist. of Tex., N. Mex. and Ariz., dated November 11, 1862, and became Companies A, K and L, respectively.

The organization was known at various times as the 4th Regiment Texas Volunteers, Bates' Regiment Texas Volunteers, 1st Battalion Texas Volunteers, the 15th Regiment Texas Infantry and the 15th Texas Cavalry.

Book mark:

J. W. Brooks

(12) CONTINUED

Upchurch, James. E.
 3^d Co. 2, 13 Texas Vols.

(Cav., Art'y and Inf.)

Known at various times as the 4th (Bates') Reg't Texas Vols.,
 Bates' Batt'n Texas Vols., and the Brazoria Coast Regiment.

(Confederate.)

Private

Private

CARD NUMBERS.

1	50643946	20
2	4044	21
3	4166	22
4	4285	23
5	4420	24
6	4550	25
7		26
8		27
9		28
10		29
11		30
12		31
13		32
14		33
15		34
16		35
17		36
18		37
19		38

Number of medical cards herein 0

Number of personal papers herein 0

(B)-CONTINUED

[A]

[B]

Confederate.

13

Texas.

J. Upchurch

Capt. L. C. Rountree's Company.

Age 21 years.

Appears on

Company Muster Roll

of the organization named above,

for dated Apr 31, 1862.

Joined for duty and enrolled:

When Oct 20, 1861.

Where Velasco.

By whom J. W. Brooke

Period War.

No. of miles to rendezvous 150.

Valuation of horse \$125.00; equipments \$25.00

Remarks:

*This company was known at various times as Captain Rountree's Company and (1st) Company C. Bates Regiment Texas Volunteers; Captain Rountree's Company Texas Partisan Rangers and (2d) Company L. 15th Regiment Texas Infantry. The company was divided March 28, 1863, and part of it organized as (2d) Company K of this regiment.

This organization originally consisted of twelve companies, A to M, which were organized on various dates from September 12, 1861, to January 4, 1862. A and D were artillery companies; B, C, H and I cavalry, and the other companies were infantry. Companies F, K and M were transferred to the 15th Regiment Texas Infantry by S. O. No. 438, Hdqrs. Dept. of Texas, dated April 2, 1862, and became Companies D, F and H, respectively, of that organization. Companies B, D, H and I were separated from this command by S. O. No. 434, Hdqrs. Dept. of Texas, dated April 2, 1862, and formed the 12th (Brown's) Battalion Texas Cavalry. Letters of the remaining companies were changed and new companies of cavalry and artillery added from time to time until the organization consisted of ten companies, A to K, in March, 1862. Cavalry Companies A, G, I and K were transferred to the 12th (Brown's) Battalion Texas Cavalry, and formed the 24th (Brown's) Regiment Texas Cavalry, by S. O. No. 305, Hdqrs. Dist. of Tex., N. Mex. and Ariz., dated November 9, 1862. Artillery Company H was permanently detached from this organization and subsequently became the 16th Texas Field Battery. New Companies G and H were organized February 5th and June 8, 1864, respectively. Companies D and F, Griffin's Battalion Texas Infantry and Company L, 11th (Spaight's) Battalion Texas Infantry were transferred to this organization by S. O. No. 62, Hdqrs. Dist. of Tex., N. Mex. and Ariz., dated November 11, 1864, and became Companies A, K and L, respectively.

The organization was known at various times as the 6th Regiment Texas Volunteers, Bates' Regiment Texas Volunteers, Bates' Battalion Texas Volunteers, the 15th Regiment Texas Infantry and the Brown's Coast Regiment.

Book mark:

G. E. Jones

Copyist.

Confederate.

13

Texas.

M

James L. Upchurch

Capt. L. C. Rountree's Company.

Age 21 years.

Appears on

Company Muster Roll

of the organization named above,

for dated June 30, 1862.

Joined for duty and enrolled:

When Oct 20, 1861.

Where Velasco.

By whom J. W. Brooke

Period War.

No. of miles to rendezvous 150.

Valuation of horse \$125.00; equipments \$25.00

Remarks:

*This company was known at various times as Captain Rountree's Company and (1st) Company C. Bates Regiment Texas Volunteers; Captain Rountree's Company Texas Partisan Rangers and (2d) Company L. 15th Regiment Texas Infantry. The company was divided March 28, 1863, and part of it organized as (2d) Company K of this regiment.

This organization originally consisted of twelve companies, A to M, which were organized on various dates from September 12, 1861, to January 4, 1862. A and D were artillery companies; B, C, H and I cavalry, and the other companies were infantry. Companies F, K and M were transferred to the 15th Regiment Texas Infantry by S. O. No. 438, Hdqrs. Dept. of Texas, dated April 2, 1862, and became Companies D, F and H, respectively, of that organization. Companies B, D, H and I were separated from this command by S. O. No. 434, Hdqrs. Dept. of Texas, dated April 2, 1862, and formed the 12th (Brown's) Battalion Texas Cavalry. Letters of the remaining companies were changed and new companies of cavalry and artillery added from time to time until the organization consisted of ten companies, A to K, in March, 1862. Cavalry Companies A, G, I and K were transferred to the 12th (Brown's) Battalion Texas Cavalry, and formed the 24th (Brown's) Regiment Texas Cavalry, by S. O. No. 305, Hdqrs. Dist. of Tex., N. Mex. and Ariz., dated November 9, 1862. Artillery Company H was permanently detached from this organization and subsequently became the 16th Texas Field Battery. New Companies G and H were organized February 5th and June 8, 1864, respectively. Companies D and F, Griffin's Battalion Texas Infantry and Company L, 11th (Spaight's) Battalion Texas Infantry were transferred to this organization by S. O. No. 62, Hdqrs. Dist. of Tex., N. Mex. and Ariz., dated November 11, 1864, and became Companies A, K and L, respectively.

The organization was known at various times as the 6th Regiment Texas Volunteers, Bates' Regiment Texas Volunteers, Bates' Battalion Texas Volunteers, the 15th Regiment Texas Infantry and the Brown's Coast Regiment.

Book mark:

L. J. Janton

Copyist.

(12)-CONTINUED

[A]

Confederate.

71 13 Texas

James C. Upchurch
Priv. } Capt. L. C. Rountree's Company,
Texas Partisan Rangers.

Age 21 years.

Appears on

Company Muster Roll

of the organization named above,

for July & Aug, 1862.

Enrolled:

When Oct 12, 1861.

Where Huntsville

By whom L. C. Rountree

Mustered into service:

When Oct 20, 1861.

Where Vicksburg

By whom J. W. Brooks

Last paid:

By whom John E. Gay

To what time July 1, 1862.

Valuation of horse \$125.00; equipments \$25.00

Remarks:

Confederate.

13 Texas

James C. Upchurch
Priv. } Capt. L. C. Rountree's Company,
Texas Partisan Rangers.

Age 21 years.

Appears on

Company Muster Roll

of the organization named above,

for Sept & Oct, 1862.

Enrolled:

When Oct 12, 1861.

Where Huntsville

By whom Capt. Rountree

Mustered into service:

When Oct 20, 1861.

Where Vicksburg

By whom J. W. Brooks

Last paid:

By whom Capt. Gay

To what time Aug 31, 1862.

Valuation of horse \$125.00; equipments \$25.00

Remarks: Transferred Oct 20, 1862
to Capt. S. S. Newton's Co
of Ammash's Inf.

(12)-CONTINUED

Upchurch James C
H

Co. , 3 Texas Infantry.

(1 Regiment.
Lockett's Reg't.)

(Confederate.)

Private Private

See also Roundtree's Co

13 Texas Vol.

20 Tex Inf

GENERAL INDEX CARD.

This card must not be taken from the files.

(12)-CONTINUED

Upchurch James E.

Co. 19., 3 Texas Infantry.

(1 Regiment.
Luckett's Reg't.)

(Confederate.)

Private Private

CARD NUMBERS.

1	50518835	20
2	8943	21
3	9025	22
4	9117	23
5		24
6		25
7		26
8		27
9		28
10		29
11		30
12		31
13		32
14		33
15		34
16		35
17		36
18		37
19		38

Number of medical cards herein 0

Number of company cards herein 0

(12) CONTINUED

[A]

[B]

(Confederate.)

3

Texas.

James C. Upchurch

Co. H, 3 Reg't Texas Infantry.*

22 years.

Appears on

Company Muster Roll

of the organization named above,

Sept & Oct, 1862.

Enrolled:

Oct 20, 1861.

Where

Valasco Tex

By whom

By transfer

Entered into service:

Oct 20, 1861.

Where

Valasco Tex

By whom

J H Crooks

Last paid:

Capt J E Carey

To what time

Aug 31, 1862.

Remarks:

Bounty due \$50

received from Capt Roun-

dell Co. J. M. R.

The field officers of this regiment were appointed September 1861, when but one company had been formed, but the organization was completed until October 22, 1861, when three independent companies were assigned to it by order of Brig. Gen. Bee. It was known as the 1st and as Lockett's Regiment at first but it was finally designated the 3d Regiment Texas Infantry.

J H. Wildman

(Confederate.)

3

Texas.

James C. Upchurch

Co. H, 3 Reg't Texas Infantry.*

Age 22 years.

Appears on

Company Muster Roll

of the organization named above,

Nov & Dec, 1862.

Enrolled:

Oct 20, 1861.

Where

Valasco Tex

By whom

J H Crooks

Entered into service:

Oct 20, 1861.

Where

Valasco Tex

By whom

J H Crooks

Last paid:

Capt J E Carey

To what time

Oct 31, 1862.

Remarks:

Sick in hospital

The field officers of this regiment were appointed September 1861, when but one company had been formed, but the organization was completed until October 22, 1861, when three independent companies were assigned to it by order of Brig. Gen. Bee. It was known as the 1st and as Lockett's Regiment at first but it was finally designated the 3d Regiment Texas Infantry.

J H. Wildman

Copy.

(12)-CONTINUED

[A]

[B]

(Confederate.)

3

Texas.

James C. Upchurch

Co. H., 3 Regiment Texas Infantry.

Appears on

Company Muster Roll

the organization named above,

July + Aug. 1863.

dated:

When Oct 20, 1861.

Where

Velco Tex

by whom

J. M. Brooke

Period

3 yrs or War.

not paid:

by whom

Capt Siebert

at what time

June 30, 1863.

present or absent

Remarks:

Transferred to Co. G

2nd Regt Tex Inf. vice F

Kellman transferred to Co. H.

Inf

Officers of this regiment were appointed September 1861, but one company had been formed, but the organization was not completed until October 23, 1861, when three independent companies were assigned to it by order of Brig. Gen. Lee. It was known as the 1st and as Luckett's Regiment until January but it was finally designated the 3d Regiment.

G. E. Jones

(Confederate.)

3

Texas.

James C. Upchurch

Co. H., 3 Regiment Texas Infantry.

Appears on

Company Muster Roll

the organization named above,

May & June 1863.

dated:

When Oct 20, 1861.

Where

Valesco Tex.

by whom

J. M. Brooke

Period

War

not paid:

by whom

Maj. C. Russell

at what time

Dec 31, 1862.

present or absent

Present

Remarks:

Officers of this regiment were appointed September 1861, but one company had been formed, but the organization was not completed until October 23, 1861, when three independent companies were assigned to it by order of Brig. Gen. Lee. It was known as the 1st and as Luckett's Regiment until January but it was finally designated the 3d Regiment.

Remarks:

J. H. Wilkinson

(17)-CONTINUED

[A]

[B]

(CONFEDERATE.)

U

3

Texas

J. E. Upchurch
 Pst Leo. H. 3 Regt Texas

Appears on a

Register

of Payments on Descriptive Lists.

Period of service:

From , 186 .

To , 186 .

When paid Dec. 13 , 186 2

By whom L. Russell

Amount \$ 50.

Remarks: Bounty

(CONFEDERATE)

3

Tex

James E. Upchurch

Pst L. A. REGT. TEX. INF.

Appears on a

RECEIPT ROLL

for clothing,

for 3 Qr , 186 3

Date of issue , 186 .

Signature

Remarks:

Confed. Arch., Chap. 5, File No. 54, page 421

J. E. Upchurch

Copyright

stein

(13) From letter 1 Oct 1996 William Lee Pattillos to RPU

There is not much new to report at this time. I went to the LDS family History Center here this week and searched the microfilm of the 1870 US Census records for McLennan County, Texas. Finally, listed as living West of the Brazos River, I found the record of **James Upchurch** (age 31), Nancy (age 22), and CYNTHIA (age 3). This would be the same age as Annie, who was born in 1867. I am having a lot of doubts as to whether this is our family. Later census records show that our Nancy was married 3 times and had had 6 children. If she married David Ellis on 28 Jul, 1878, did Nancy marry someone before **James Upchurch** or after his death or separation, and before she married David H. Ellis? When and where did she have the other 5 children before she married David H. Ellis, because they had no children? That would mean that she had to have 5 children between 1870 and 1876. I guess that would be possible. Maybe, **James C. Upchurch** and four of his young children died from some a serious epidemic or something. Things like that happened in those days. Maybe Cynthia and Annie are the same person. Texas Cemetery records could be a big help. From the Internet, I found a listing of an Upchurch Cemetery in Williamson County, Texas, and one in Arkansas in Conway County.

In this same letter Bill Pattillos reports finding 3 Upchurch marriages in Walker Co, TX:

Delinza Upchurch married 21 Dec 1854 Joseph Conroy

James C. Upchurch married 25 Dec 1865 Mrs. Nancy Simpson

S. Upchurch married 15 Nov 1870 Mary B. Thompson

(From this it appears **James Courtney Upchurch** married a widow Nancy Ann (-) Simpson – RPU)

(14) See letter William Lee Pattillos to RPU

James Courtney Upchurch died 1874 (TX) married 25 Dec 1865 (Walker Co, TX) Nancy Ann (-) Simpson

(15) See Biofile of Dorothy (Upchurch) Betts – Entry 27 Mar 1997

James Courtney Upchurch married Nancy Ann (Hickson) Simpson, widow of John Simpson who was killed in the Civil War. **James Courtney Upchurch** is presumed to have had only two children which leaves out the elusive Cynthia Upchurch. Nancy is presumed to have had children only by her 2nd husband **James Courtney Upchurch** and none by 1st and 3rd husbands. **James Courtney Upchurch** died when his son James Toney Upchurch was only 3 years old. However Dorothy (Upchurch) Betts [a granddaughter of James Toney Upchurch] clearly reports that **James Courtney Upchurch** was the father of James Toney Upchurch.

(16) See letter 7 Jun 1997 William Lee Pattillos to RPU

James Courtney Upchurch born 1839 (Dallas Co, AL) died 1874 (TX) married 25 Dec 1865 (Walker Co, TX) Nancy Ann (Hickson) Simpson born 26 Nov 1840 (Louden Co, AL) died 5 Dec 1924 (Arlington, TX)

(17) Book: The Upchurch Family of High Falls, NC (Moore Co)

I. Moses Upchurch – Head of Clan

A. Courtney Upchurch – 4 of his children listed below as “7”

7 Lawrence Upchurch born: 1826 in Chatham County, North Carolina died: 1866

+ Mary Lawrence married: 1849 in AL, USA

8 David Lawrence Upchurch born: 10 May 1851 in Mississippi died: 1926 in Mississippi

+ Elvira Elizabeth Beville born: 02 Mar 1859 in MS, USA married: 06 Feb 1883 in

Warren, MS, USA died: 15 Apr 1940

9 Somer Sylvester Upchurch born: 25 Sep 1895 in MS, USA died: 23 Jun 1965 in MS, USA

9 Robert Henry Upchurch born: 08 Jun 1892 in Oktibbeha, MS, USA died: 21 Dec 1968 in Louisville, Winston, MS, USA

9 Minnie Augustas Upchurch born: May 1884 in MS, USA died: 1876

9 Frances Octavia Upchurch born: Aug 1889 in MS, USA died: 1916

9 Charles Upchurch born: 1883

9 Male Upchurch born: 1883

8 Francis A Upchurch born: 1849 in Dallas, Alabama

8 Gussie Upchurch born: 1849

8 Frances Tavi Upchurch born: 1948

7 Calvin Burnett Upchurch born: 1825 in Chatham County, North Carolina died: Bef. 1900 in Walker, Texas

7 Delinea Delinza Delinthy Upchurch born: 1832 in Chatham County, North Carolina died: Bef. 1880 in Walker, Texas

+ Joseph Conroy married: 21 Dec 1854 in Walker, TX, USA died: Bef. 1860 in Walker, Texas

8 Frances E Conroy born: 1855 in Walker, Texas

+ Casady

8 John Conroy born: 1857 in TX, USA

7 **James Courtney Upchurch** born: 1838 in Dallas, Alabama died: 28 Jul 1878 in McClennan Cty, Texas

+ Nancy Ann Hickson born: 26 Nov 1842 in Limestone, AL, USA married: 25 Dec 1865 in Walker, TX, USA died: 05 Dec 1924 in Arlington, Tarrant, TX, USA

8 Annie M Upchurch born: Jun 1867 in Waco, TX, USA died: 1917 in Arlington, TX, USA

8 James T Upchurch born: 29 Oct 1870 in Bosqueville, McLennan, TX, USA died: 12 Sep 1950 in Dallas, Dallas, TX, USA

(18) Notes of RPU review of information collected in Oct 2001 in Waco, TX by Bill and Mary Pattillos – in chronological order. 18 Oct 2001

1. 1874 – Nancy [Mrs. Nany Ann (Hickson) (Simpson) Upchurch]

- buys 50 acres in McLennan Co, TX. Note that her husband **James Courtney Upchurch** died in 1874 so she seems to be buying as a widow. Perhaps she came into some money as a result of

his death. One wonders what ever happened to the 50 acres. Cynthia A. M. Upchurch would have been age 7 in 1874 and James T. Upchurch age 4.

2. 1876 – Cynthia A. M. Upchurch comes under the Guardianship of Mr and Mrs Byron McKeen. Nancy gives her permission in writing and is said not to live in McLennan Co, TX (????). One could guess that Byron was paid by the state to take care of Cynthia or that he wanted her available as a house servant – one wonders how the relationship played out.

3. 1878 – Nancy, a widow, married David Hathaway Ellis in Waco, McLennan Co, TX. Ages 36 & 58.

4. 1884 – David H. Ellis buys Lot #11 Chamberlain addition – North 7th St in Waco, TX.

5. 1897 – Cynthia A. M. Upchurch in 1896 – 1897 Waco TX Directory as Miss Annie Upchurch – Canvasser – 1325 N. Seventh St

6. 1897 – Cynthia A. M. Upchurch as Annie M. Upchurch marries John Doak Pattillos in McLennan Co, TX.

7. 1897 – James Toney Upchurch in 1896 – 1897 Waco, TX Directory as “BKPR” at 1303 N. 7th Street.

8. 1897 City of Waco, TX takes Lot 14 from James Toney Upchurch re unpaid taxes

9. James Toney Upchurch reclaims his lot.

(19) Essence and disposition of items acquired by William Lee Pattillos in Waco, TX in Oct 2001

#1 Byron McKeen on 14 Jan 1876 filed in McLennan Co, TX an application of guardianship for Cynthia Annie Minerva Upchurch. Follow-on legal papers attached all placed in Biofile of Cynthia Annie Minerva Upchurch. This resolves the earlier question about Cynthia Upchurch and Annie Upchurch being separate people. Byron McKeen was referred to as “sleeper”. This means he was Mayor.

Paper (#2) shows him as Mayor Pro-tem of Waco, TX 20 Jun 1878 – 20 Jul 1878 put in his Biofile. One attachment to #1 reports Nancy Ann Hickson as not being in McLennan Co, TX. In another dated Dec 1875 Nancy Ann Hickson gives written consent to the guardianship.

#3 City of Waco, TX on 7 Apr 1897 took over a lot in Waco, TX owned by James Toney Upchurch for unpaid 1896 taxes. On 27 Oct 1899 JTU paid \$16.69 in taxes/fees and reclaimed the lot. Item placed in Biofile of James Toney Upchurch.

#4 My record for Nancy Ann Hickson and David H Ellis placed in their Biofiles.

#5 My record for Cynthia Annie M. Upchurch and John Doak Pattillos in their Biofiles.

#6 Nancy Ann Hickson on 24 Feb 1874 buys 50A in McLennan Co, TX – Item placed in her Biofile.

#7 David H. Ellis on 11 Oct 1884 bought a lot in Waco/ Placed in his Biofile

#8 Directory for Waco, TX 1896 – 1897 – 2 Upchurches Miss Annie Upchurch, Canvasser home 1325 N 7th; James T. Upchurch, bkpr Charles F. Smith r 1303 N. 7th.

I. Moses Upchurch – Head of Clan

A. Courtney Upchurch

1. James Courtney Upchurch

Married () Nancy Ann (Hickson) Simpson [She married (3rd) David. H Ellis]

a. Cynthia Annie Minerva Upchurch

b. James Toney Upchurch

*Note that none of these references cite James Courtney Upchurch who is recorded as deceased in 1874.

(20) Upchurch/Hickson connections based on information in 19 Mar 1998 letter Dorothy Nellie Upchurch to RPU – originally prepared by Allie Mae Upchurch and her daughter Lois Wiese

I. William H Hickson born 1813 (SC) (Farmer)

Married (SC) Harriet Cole born 1812 (SC) (Blind). This family moved from AL to TX in 1849

A. Eliza Hickson born 1833 (AL)

B. John Hickson born 1835 (AL)

C. William Hickson born 1836 (AL)

D. Martha Hickson born 1838 (AL)

E. Nancy Ann Hickson born 26 Nov 1840 (Loundes Co, AL) died 4 Aug 1924

(Arlington, Tarrant Co, TX) (Buried – Arlington, Tarrant Co, TX)

Married (1st) 1859 () John Simpson. He was soon killed in Civil War – [were there children? – RPU]

Married (2nd) () James Courtney Upchurch

1. James Toney Upchurch

Married Margaret Me Adams

a. Allie Mae Upchurch

i. Lois Wiese

F. Pinkney Hickson born 1843 (AL)

G. Thomas Hickson born 1846 (AL)

H. Mary Hickson born 1848 (AL)

I. Larkin Hickson born after 1850 (TX)

J. Cary Hickson born after 1850 (TX)

I. James Adams born 1831 (Ireland) came to America as a stow-away at age 17. Died 22 Feb 1905 (TX) (Buried as 1st wife)

Married (1st) Margaret --- ---, a young war widow who had a daughter Nancy

Married (2nd) (Waco, TX) --- --- ---. No issue of this 2nd marriage which was an unhappy one.

James and 1st wife lived in Jackson, TN where all their children were born. They moved to Waco, TX in 1878.

- A. Nancy --- --- "Aunt Puss" [stepdaughter of James Adams] died age 90+ Dallas, TX
Married () --- --- Goodrich and had son Robert Goodrich, MOG
- B. Vina Adams [vs. Mary Adams? – RPU]
- C. John Adams
- D. Mollie Adams
- E. Dee Adams
- F. Baxter Adams
- Married () Lulu --- ---, a Waco, TX girl – groceriers
 - 1. Margaret Adams – never married
- G. Margaret Mae Adams "Maggie"
- Married () James Toney Upchurch

(21) From: *Berachah – The Life and Work of J.T. and Maggie Upchurch* by Dorothy Upchurch
Betts 7 Apr 1993

JIMMIE

James Tony Upchurch was born in an humble little farmhouse on the Bosque River on October 29, 1870. The nearest post office was Bosqueville, but a few miles further down the river was the village of Waco, with some six or seven thousand inhabitants.

His mother's parents, Harriet Cole and William Hickson, were married in South Carolina. They later moved to Lowndes County, Alabama where Nancy Hickson was born, on November 26, 1840, the fourth of ten children. Harriet and William Hickson moved their family to Waco in 1849. At the age of nineteen Nancy married John Simpson. After a few months he joined the Confederate Army and was killed without seeing her again. Some years later she married James Courtney Upchurch, whose family had come to America from England. They had two children, Annie Mae and James Tony. When James Tony Upchurch was three years old his father died. After five years of being a widow, Nancy Upchurch married David Hathaway Ellis but was later widowed again. She died August 4, 1924 and was buried in Arlington, Texas.

After their father died, Annie lived with relatives and Jimmie lived with his mother in Waco.

- I. William Hickson md Harriet Cole [Harriett Upchurch? – RPU]
 - a. Nancy Hickson
 - Md (1st) John Simpson
 - Md (2nd) James Courtney Upchurch
 - 1. Annie Mae U
 - 2. James Toney U "Jimmie" "Toney"
 - Md (3rd) David Hathaway Ellis