

Commentary: John Cooley, Jr. married Cloe Upchurch in 1823 in Franklin County, NC. Cloe was a daughter of James Upchurch VII, who in turn was the son of Richard Upchurch III, head of Upchurch Clan # 4. John was the son of John Cooley, Sr. presumed to have been born in Franklin County, NC about the time of the American Revolution. We think the Cooleys were a family of substantial means in Franklin County and details need to be obtained. Likewise, we need to know if John Jr. and Cloe had descendants.

RPU – 19 Sep 2017

Acknowledgements: This Biofile was transcribed by Chris Monteleon, a valuable contributor to Allied Families.

(1) Per Attach #27, West letter 18 MAY 1975, Upchurch will Extract, Franklin Co, NC –

“James Upchurch in 1 MAY 1833 will names wife Thaney, sons Kearney & Jameson & 3 daughters, including Elva, wife of **John Cooley, Jr.** See James Upchurch for details.”

(2) See will file for copy of 1. The daughter is CLOE UPCHURCH, not ELVA UPCHURCH.
RPU

(3) Per Attach #29, West letter 18 MAY 1975, Franklin Co, NC Marriage Records -

“Cloe Upchurch married **John Cooley[, Jr?]** 19 MAR 1823. Bondsman & witness = Jereh Upchurch & S. Patterson.”

(4) NC MARRIGES

Cloe Upchurch

North Carolina Marriages, 1759-1979. Marriage: 19 MAR 1823, Franklin, North Carolina; spouse: **John Cooley.**

(5) WILL of James Upchurch, XID-67, Head of Richard Upchurch, III / James Upchurch Subclan. Published *Upchurch Bulletin*, Vol 2, No 3, July 1981, Franklin Co, NC, Book IV, Pg 318-319

- 400 acres – for life to my wife, Thany Upchurch, (where I now live)
- 278 acres to Kearney Upchurch, son (where Kearney now lives), on waters of Moccasin Creek, adjoining –
 - Burkley Upchurch
 - Larkin Upchurch
 - John Pearce

- To son, Jimmison Upchurch – the 400 acres where I now live
- Residue to children and granddaughter -
 - Gilly Ray [Gilly Upchurch], wife of James Ray
 - Elizabeth (Upchurch) Phillips, wife of John Phillips
 - Cleo (Upchurch) Cooley, wife of John Cooley, Jr.
 - Kearney Upchurch
 - Jimmerson Upchurch
 - Lecy Upchurch [granddaughter]

Executor – Kearney Upchurch

Witness – Matthew Strickland

Cornwell Strickland

Samuel Harris

Moses Harris

Av. L. Harris

(6) Franklin Co, NC Wills – Bradley, Vol 1, Entry 356

356. JAMES UPCHURCH 1 May 1833 Mar Ct 1850(Bk N, p. 318)

To my wife THANY - lend to her for life 400 acres where I now live; also negroes Esther, Richard, Rilly, Abram, Clary & Harriet; livestock, household & kitchen furniture, farming utensils, crops. To my son KEARNEY - 278 acres on Mocoso Creek joining Burkley Upchurch, Larkin Upchurch, John Pearce & others, where he now lives; at my wife's death, I also give him half the negroes I have lent her. To my son JIMMISON - 400 acres where I now live; the other half of my negroes that I have loaned my wife. At my wife's death, the residue of my estate to be sold & the money to be divided among my children & granddaughters as follows: GILLY RAY the wife of James Ray, ELIZABETH PHILLIPS the wife of John Phillips, CLOA COOLEY the wife of John Cooley Jr, THOMAS UPCHURCH, JIMMISON UPCHURCH & my granddaughter LECY UPCHURCH.

Ex. my son Kearney Upchurch

Wit. Matthew Strickland, Cornwell P. Strickland, Saml Harris, Moses Harris, N. L. Harris

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| • JAMES UPCHURCH, VII | • STREAM FILE: MOCCASIN CREEK |
| • KEARNEY UPCHURCH | Thomas Upchurch [cross list under UFU ≤ |
| • JAMES RAY | 1850, Wake/Franklin, NC border |
| • GILLY UPCHURCH | • JIMMISON UPCHURCH = JAMISON |
| • ELIZABETH THANAY UPCHURCH | UPCHURCH |
| • JOHN PHILLIPS | LECY UPCHURCH |
| • CLOA UPCHURCH = CLOE JANE | MATTHEW STRICKLAND |
| UPCHURCH | SAMUEL HARRIS |
| • <u>JOHN COOLEY, JR</u> | N. L. HARRIS |
| CORNWELL P. STRICKLAND | LARKIN UPCHURCH |
| • MOSES HARRIS | |

- WILL FILE
- THANY UPCHURCH= nee ELIZABETH THANAY BUTLER
BURKELY UPCHURCH
JOHN PEARCE
- NOTE: This is the family of James Upchurch, VII, head of the Richard Upchurch, III Subclan. Since the 1833 will of James Upchurch, VII does not mention a son Williford Upchurch, it is presumed that Williford Upchurch died before 1833 - but a best guess is that granddaughter LECY Upchurch is the daughter of Williford Upchurch. The son Thomas Upchurch, alive in 1833, is yet to be identified otherwise in the records. RPU