

Commentary: Kearney Upchurch (1808 – 1883) was the son of James Upchurch VII, and the grandson of Richard III, the head of Upchurch Clan #4. (see enrolled family AFEF 16 on this website) Kearney was born and grew to adulthood in the Upchurch enclave of Dunn Township of southern Franklin County, NC. His GGF had established this enclave about 1770 and it is rich in Upchurch history. When Kearney married, around 1830, he moved a few miles west to the Cross Roads community of Wake County, NC. There he raised his consequential family and lived out his life. His 1840s era home still stands and a portion of his plantation is now slated to be a Raleigh Park – hopefully to be named Upchurch Park. The history of Wake County has been greatly enhanced by the Kearney Upchurch family. Many of the details are revealed in his Biofile. The Biofile is a crude first writing of a slice of history which begs to be amplified in one or more polished documents.

Acknowledgements: This Biofile was transcribed by our Cary Facility volunteer and collaborator, Carla Michaels.

(1) Per Attach #34 West Letter 18 May 1975- Wake Co NC Marriage Records Handwritten notations on Attach #34 indicate children of **Kearney Upchurch**- handwriting seems to have been entered by West. Entries are for children of Kearney (presume Kearney Upchurch)

16 Dec 1854 Williford Upchurch married Frances Royster
22 Jul 1859 Calvin W. Upchurch married Adeline S Freeman
24 Nov 1860 James W Upchurch married Jane Ellen Pace
23 Sep 1865 Dallas Upchurch married Talitha Watson
10 Mar 1886 Virginia B. Upchurch married Needham Pool
23 Nov 1865 Telia B. Upchurch married Irwin Pool

(2) See Kerney Upchurch- may be same as **Kearney Upchurch**

(3) Per Attach #32 West Letter 18 May 1975- Wake Co NC Deeds

- A. "14 Apr 1838 Kearney Upchurch purchased land"
- B. "23 Jul 1842 Kearney Upchurch purchased land- (two parcels??)"
- C. 14 Jul 1845 Kearney Upchurch purchased land"

(4) Per Attach #24 West Letter 18 May 1975- Upchurch Wills- Wake Co NC Court House
"**Kearney Upchurch** to Allen P. Upchurch- 12 Jul 1882- Bk (Rec) A, Pg 342, File 1549

(5) Per Attach #27 West Letter 18 May 1975- Extract of Will- Franklin Co NC

"James Upchurch [James Upchurch, VII] to wife Thaney et al 1 May 1833- to **Kearney**- son 278 acres on Mocoso Creek adj. to land of Bartley Upchurch [wrong; should be "Burkley"- RPU] and Larkin Upchurch-" [See James Upchurch for other family relations revealed- RPU]

(6) Per Attach #25- West Letter 18 May 1975- Upchurch Deed Grantors- Franklin Co NC
"1869 Kearney Upchurch to Wm. Privett- Book 35, Pg. 146"

(7) Per Attach #27B- West Letter 18 May 1875- Franklin Co NC Deeds

A. "22 Oct 1825- Indenture between Buckner, Buckley and Britton Upchurch of Franklin Co NC. First Part to James Upchurch; 2nd part for \$273- convey to him the said James Upchurch right in tract of the late Richard Upchurch, deceased- formerly lived on 109 $\frac{3}{4}$ acres- bounded- popular Baley Gay's line- Carpenter line, corner maple Burkley Upchurch line- joining land John Carpenter. Witness: **Kearney Upchurch**, Jurat; John Phillips- Dec. Session- 1825- Registered 6 Mar 1826, S. S. Patterson C. C."

B. 1869- **Kearney Upchurch** of Wake Co to Wm. Privett County of Franklin \$159.25 parcel of land in Franklin Co beginning Black Jack John Pearce's line—Jincy Privett's line—M. D. Freeman's line. 159 ¼ acres. Witness: John Chamblee- signed Kearney Upchurch -28 Sep 1869- R. H Temberlake, Probate Judge. (I extracted them in the interest of a descendant of Kearney in Atlanta- B. West)

(8) 1830 NC Census shows 0 **Kearney Upchurch**

(9) 1840 NC Census shows 1 **Kearney Upchurch**- he in Wake Co

(10) See will of John Perry- Wake Co NC

written 26 Mar 1852. John Perry names his wife Nancy and 9 children.

Rutha Boring	Westley Perry	Allen R. Perry
Calving Perry, dec'd.	Cynthia Horton	Robert S. Perry
Emily Upchurch	Burline Clifton	Thaddeus Perry

Westley Perry and Kearney Upchurch are named executors. Land lies on Little River, Tarborough Road. Some grandchildren names.

[Note: A good guess- Emily Perry, daughter of John Perry, married **Kearney Upchurch**- RPU]
Witness: H. W. Montague, Jas. L. Ferrell

(11) See Will File- Will of **Kearney Upchurch**- Wake Co NC- Written 6 May 1880, Probated 12 Jul 1882. Shows his land on Neuse River- much property- wife not mentioned- must have been dead by 6 May 1880.

Names children:

1. Allen P. Upchurch
2. James W. Upchurch
3. Dallas H. Upchurch
4. Virginia B. Pool- married N. W. Pool
5. Calvin W. Upchurch
6. Abigail J. Crabtree- married C. J. Crabtree
7. Williford Upchurch- deceased <6 May 1880, had heirs
8. Attealia B. Pool- married Irwin Pool

Note: Kearney's land easily identified as being on Neuse River at Smith's Creek

Adjacent land owners: Jane E. Upchurch, James A. Temple, A. P. Upchurch, Joseph Kelly, N. W. Pool

Names granddaughter- Emma Rogers; Executors- James W & Allen P. Upchurch. Witnesses: James H. Adams, W. D. Haywood, W. H. Pace

(12) See Correspondent File- Mrs. G. H. West Letters 20 & 30 Oct 1977 to RPU

Dallas Upchurch (XID-1122) named as son of **Kearney Upchurch**

(13) See Pg. 31 of 2 Feb 1978 Letter Elva E. Burkhalter to RPU

A. Vol. 9 1829-3 pg. 172 Frances Upchurch of Wake from James Upchurch of Franklin for \$100 land in Wake S. Side Mocosin Creek 200 acres. Witness: **Kearney Upchurch**

B. Pg. 38 "Franklin Co NC Wills & Inventories- 1850- James Upchurch (N-318) names **Kearney**, Jamison, Lacy.

C. Pg. 38- 1829 Vol. 9 1829-3- pg. 172 Frances Upchurch of Wake from James Upchurch of Franklin Co NC for \$100.00 land in Wake co. South-side Mocosin Creek. 200 acres. Witness: **Kearney Upchurch**

(14) See Wake Marriage Records provided to RPU by Mrs. L. W. Priest in her 31 Oct 1977 Letter.

Kearney Upchurch married Emila Perry- Date f Bond 22 Nov 1830; Bondsman=James Upchurch; Witness= B. S. King

(15) See 1870 Census

Kearney Upchurch, white, male, age 62, Farmer, \$1200 Real Estate, \$1000 Personal Property appears in St. Matthews township with wife Emily age 59, Housekeeper. P. O. = Forestville. She cannot read or write. Children:

Emily	age 19	no occupation
Allen	age 17	Farm Laborer
Abigail	age 16	At School
Emma	age 7	In School

Present also:

Norwood

Mellissa, age 12 yrs. F, Black, Domestic Servant

Fort

Barney age 20, M, Black, Farm Laborer

All born in NC

(16) See 1880 Census- Wake Co NC- St Matthews Township, Household 164, Family 169 Kerner (**Kearney**) **Upchurch**, W, M72, widowed/divorced, b in NC as was M & F is listed as head of household- His son Dallas & family are in the household.

(17) See 1850 Census- Wake Co, NC- Cross Roads District

Kearney Upchurch	45	M	Farmer	\$1088 RE
Emily Upchurch	wife	38		

Williford	18	M	Farmer
Calvin	13	M	
James	11	M	
Dallas	10	M	
Sabrina	7	F	
Attila	5	?	
Virginia	2	F	
Emily	½	F	

(18) See 1860 Census- Wake Co NC- Rolesville P. O.

<u>Kearney Upchurch</u>	52	M	Farmer	\$5650 Pers. Property	\$18,000 Real Estate
Emily Upchurch	47	F			
James W Upchurch	21	M			
Dallas Upchurch	19	M	Clerk		
Helen Upchurch	17	F			
Attelia Upchurch	14	F			
Virginia Upchurch	12	F			
Emily Upchurch	10	F			
Allen Upchurch	7	M			
Abigail Upchurch	5	F			
N. W. Dent	50	M	Teacher		

[Note: all above seems to fit except Helen Upchurch ag 17 Female matches spot occupied by Sabrina Upchurch age 7 in 1850 Census- conclude Helen=Sabrina- for present use Sabrina Helen Upchurch, but cross-reference- RPU]

Slave Schedule for 1860 Census- N. E. Division Wake Co NC

Shows for a K (or H) Upchurch [Presume this is Kearney Upchurch- RPU]

	Male-Black	Female-Black	Female Mulatto	
age	82, 30, 20, 12	85, 35, 28, 15,	17, 12, 7	=Total of 20
	10, 6, 6/12	14, 5, 3, 3, 2, 5/12		

People of either side of K U= Jas. A Peebles & Jas. A. Temple

(19) See letter 14 May 1979= Belle West to RPU

Kearney Upchurch active in Wake Co, NC 1838, 1842, 1845

Kearney & Allen P. Upchurch- 12 Jul 1882, Rec. A pg. 342 File 1549

AP- Otis, Kearney et al 17 May 1937 Rec N- 98- File 4835

Kearney Will Probated 12 Jan 1882- Book N Rec. A pg. 342 File 1549

(20) See letter 13 Jan 1981 Walter McGowan Upchurch Jr to RPU

“We drove out to the area of Kearney’s land. You will find it marked on the map. It borders Neuse River. Kearney did leave land to each of his living children. The piece going to my grandfather (Allen Perry Upchurch, Sr.) included the house in which Kearney lived. My grandfather and his wife were living in the house and taking care of Kearney when he died and then earlier children were born there. My grandmother inherited a larger farm from her mother in a nearby area. Most of the Kearny land is still in the family. This is true of the home place which has been renovated at some expense to the original colonial architecture.”

(21) See 1840 Census- Wake Co, NC- **Kearney Upchurch** is listed as head of household with 6 members of the family and 2 free male colored ages 10-24 and two slaves on a male under 10 years old and one a female age 10-24 years. Those were 5 engaged in agriculture and 1 over 20 who could not read or write. Age brackets given below- Names approximated by RPU.

MALES

one <5 years	James W. Upchurch age 1
one <5 years	Calvin W. Upchurch age 3
one 5-10 years	Williford Kearney Upchurch age 8
one 10-15 years	?
one 30-40 years	<u>Kearney Upchurch</u> age 32

FEMALES

one 20-30 years	Emily Perry Upchurch age 29
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Note: Several children born after 1840. Assume Dallas H. Upchurch, a son born ca. 1840 is not on this listing. Male 10-15 (born 1825-1830) not yet identified- RPU

(22) See Will File for Will of James Upchurch, the father of Kearney Upchurch [See items above]

Written 1 May 1833, Proven March 1850

Kearney gets 278 acres on Moccasin Creek adjoining his Uncle Burkley & Larkin & his Ant Clara Frances (Upchurch) Pearce [John Pearce] - Kearney was living on the land in 1833.

Kearney is Executor of will

Kearney is to share in proceeds of sale at death of his mother Elizabeth Thaney (Butler) Upchurch.

(23) See notes of RPU Call 22 May 1988 to Oris Kearney Upchurch, Jr.

Oris Kearney Upchurch, Jr. had passed down to him from **Kearney Upchurch**, his great-great-grandfather, a letter written by **Kearney Upchurch** ca. 1855 stating that he would not return to church because of the position taken by the church on the slavery issue.

(24) Buckner Upchurch, Burkley Upchurch, & Britton Upchurch deed in Franklin Co, NC to James Upchurch for their interest in land on which Richard Upchurch, deceased, lived. Witness by **Kearney Upchurch** on 22 Oct 1825. Deed Book 22 Pg. 61 Franklin Co, NC (41, Pg. 159).

(25) From: Wake Treasures Vol 7 No. 2 Summer/Fall 1997 Pg. 49, 50

This section includes reports from a 1937 WPA Project in which former slaves were interviewed. The article below concerned **Kearney Upchurch**.

Interviewer: T. Pat Matthews

Person Interviewed: Georgianna Foster

Location: 1308 Poole Road, Route #2., Raleigh, North Carolina

Date of Birth: 1861

I wus born in 1861. I jes' can 'member de Yankees comin' through, but I 'members dere wus a lot of 'em wearin' blue clothes. I wus born at **Kerney Upchurch's** plantation twelve miles from Raleigh. He wus my marster an' Missus Enny wus his wife. My father wus named Axiom Wilder and my mother wus Mancy Wilder. De most I know 'bout slavery dey tole it to me. I 'members I run when de Yankees come close to me. I wus 'fraid of 'em.

We lived in a little log houses at marsters. De food wus short an' things in general wus bad, so mother tole me. She said dey wus a whole lot meaner den dey had any business bein'. Dey allowed de patterollers to snoop around an' whup de slaves, mother said dey stripped some of de slaves naked an' whupped 'em. She said women had to work all day in de fields an' come home an' do de house work at night while de white folks hardly done a han's turn of work.

Marse Kerney had a sluice of chilluns. I can't think of 'em all, but I 'members Calvin, James, Allen, Emily, Helen, an' I jest can't think of de rest of de chilluns names.

Mother said dey gathered slaves together like dey did horses an' sold 'em on de block. Mother said dey carried some to Rolesville in Wake County an' sold 'em. Dey sold Henry Temples an' Lucinda Upchurch from marster's plantation, but dey carried 'em to Raleigh to sell 'em.

We wore homemade clothes an' shoes wid wooden bottoms. Dey would not allow us to sing an' pray but dey turned pots down at de door an' sung an' prayed enyhow an' de Lord heard dere prayers. Dat dey did sing an' pray.

Mother said dey whupped a slave if dey caught him wid a book in his hand. You wus not 'lowed no books. Larnin' among de slaves wus a forbidden thing. Dey wus not allowed to cook anything for demselves at de cabins no time 'cept night. Dere wus a cook who cooked fur all durin' de day. Sometimes de field han's had to work 'round de place at night after comin' in from de fields. Mother said livin' at marster's wus hard an' when dey set us free we left as quick as we could an' went to Mr. Bob Perry's plantation an' stayed there many years. He wus a good man an' give us all a chance. Mother wus free born at Upchurch's but when de war ended, she had been bound to Wilder by her mother, an' had married my father who wus a slave belongin' to Bob Wilder. Dey did not like de fare at Marster Upchurch's or Marster Wilder's, so when dey wus set free dey lef' an' went to Mrs. Perry's place.

Dey had overseers on both plantations in slavery time but some of de niggers would run away before dey would take a whuppin'. Fred Perry run away to keep from bein' sold. He come back do' an' tole his marster to do what he wanted to wid him. His marster told him to go to work an' he stayed dere till he wus set free. God heard his prayer 'cause he said he axed God not to let him be sold.

Mother an' father said Abraham Lincoln come through there on his way to Jeff Davis. Jeff Davis wus de Southern President. Lincoln say, 'Turn dem slaves loose, Jeff Davis,' an' Jeff Davis said nuthin'. Den he come de second time an' say, 'Is you gwine to turn dem slaves loose?' an' Jeff Davis wouldn't do it. Den Lincoln come a third time an' had a cannon shootin' man wid him an' he axed, 'Is you gwine to set dem slaves free Jeff Davis?' An' Jeff Davis he say, 'Abraham Lincoln, you knows I is not goin' to give up my property, an' den Lincoln said, 'I jest as well go back an' git up my crowd den.' Dey talked down in South Carolina an' when Jeff Davis 'fused to set us free, Lincoln went home to the North and got up his crowd, one hundred an' forty thousand men, dey said, an' de war begun. Dey fighted an' fighted an' de Yankees whupped. Dey set us free an' dey say dat dey hung Jeff Davis on a ole apple tree.

(26) See Letter 6 Oct 1995 Carolyn Edwards to RPU

I. James Perry- came to NC a. 1780

A. John Perry

1. Ruth Perry married Fenner Young
2. Cynthia Perry married William R. Horton
3. Emilee Perry [Emily Perry] married Kearney Upchurch
4. Berline Perry married Wiley S. Clifton
5. Calvin Perry
6. Wesley Perry
7. Allen Perry
8. Fabius Perry
9. Robert Perry

(27) See Deed File for Land Transfer James Upchurch to Frances Upchurch

In this deed written 15 Nov 1829 for \$100 James Upchurch of Franklin Co, NC sells 200 acres in Wake Co, NC on south side of Moccasin Creek to Frances Upchurch of Wake Co, NC, this being land James Upchurch inherited from the late Williford Upchurch as the only lawful legatee.

Adjoins Green Burne, Littleberry Burne. Witnessed by Wright Young and a 2nd person spelling unclear [maybe Lettra (Young) Upchurch or Luta (Young) Upchurch]. For registration on 20 Jan 1830, proved by oath of Kearney Upchurch.

[Note: Unclear as to relationship of Williford Upchurch, Frances Upchurch, James Upchurch, Kearney Upchurch- The Kearney could be the grandson of Richard Upchurch III or an earlier Kearney- RPU]

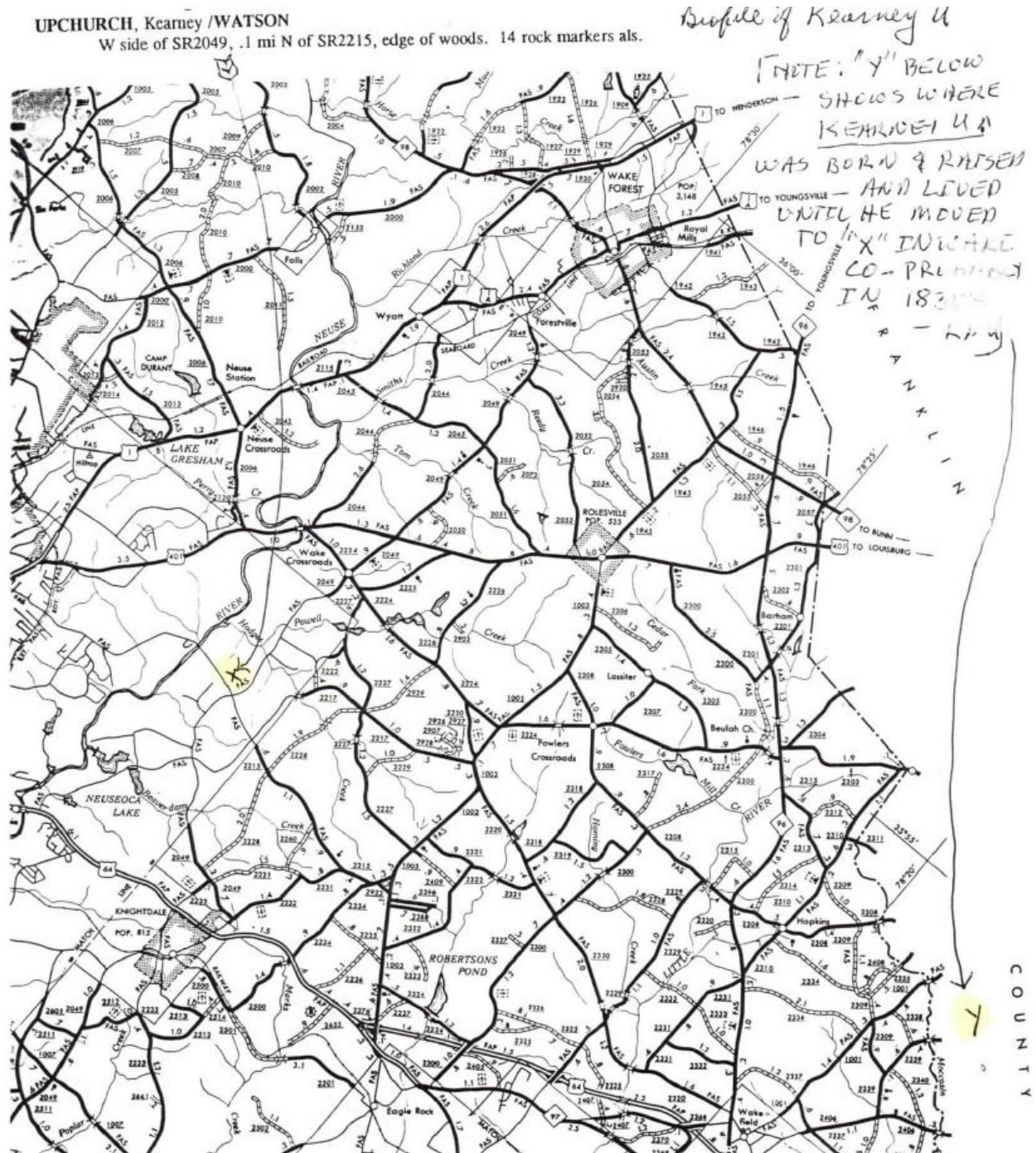
(28) From: Wake Treasures Vol. 6 No. 2 Summer/Fall 1996 Pg. 96, 98

Listing of Cemeteries for Wake Co, NC for St. Matthews Township.

Cemetery File- Wake Co, NC

Biofile of Kearney Upchurch

[Note: "Y" below shows where Kearney Upchurch was born and raised- and lived until he moved to "X" in Wake Co, probably in 1837- RPU]



(29) Will of James Upchurch XID-67- Head of Richard Upchurch III/James Upchurch Sub-clan
Published in Upchurch Bulletin Vol, 2 No. 3 Jul 1981
Franklin Co, NC- Book IV, Pg. 318-319

400 acres- for life to wife Thany Upchurch (where I now live)
278 acres to **Kearney Upchurch**, son (where **Kearney Upchurch** now live) 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 grandchildren

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

(30) From Wake Treasures Vol 7, No. 2 Summer/Fall 1997 Pg. 37-52

This section includes reports from a 1937 WPA Project in which former slaves were interviewed.

See reference for details. The owners of the slaves mentioned for Wake Co, NC were:

Lawrence Hinton

His children: Ransom, Belle, Annie Mary

Willis Thompson

wife = Muriel

children = Margaret, Caroline, Nancy

Ephraim Emery

Frank Page

Henry Buffaloe

John Harp

Richard Seawell

wife – Adelaide
Jessie Taylor
Green High
mother = Laney
Clara Griffin- a daughter of a sister of Laney
Sam Atkins
Turner Utley
Peterson Dunn
wife = Betsy
Guy Eatman
Kenyan Jones
Billy Pump
John Walton
William Turner

Kearney Upchurch

Children = Calvin, James, Allen, Emily, Helen +++
Slave = Louisa Upchurch
Bob Ferry
Bob Wilder
Jim Wiggins
Grandson = D. B Wiggins
Children = Siddie Wiggins married Alfred Holland

(31) From Letter 22 May 1997 Carolyn Edwards to RPU

[Some of the information below from Perry Prints in the Sands of Early America by Herbert L. Perry & Elizabeth B. Buffa & some from research of Carolyn Edwards- RPU]

I. James Perry- From VA to NC about 1780- Not one of 7 brothers

A. Bennett Perry married 17 May 1808 (Wake Co, NC) Nancy Cooley, probably daughter of John Cooley, Sr. Bennett's will probated in 1841- a Nancy listed as heir probably his widow.

1. Lucinda Perry
2. Brantley Perry
3. Rutherford Perry
4. Mary Perry
5. Esther Perry
6. Bennett Perry

B. James Perry married 30 Dec 1812 (Franklin Co, NC) Mary Pearce "Polly" daughter of Stephen Pearce

C. Ephraim Perry married about 1819 Agnes Gay (She was married when Thomas Gay gave her a deed of gift in 1819).

D. Robert Perry

E. John Sidney Perry married 12 Dec 1854 () Mary A. Upchurch

1. Calvin Perry
2. Wesley Perry
3. Allen Perry
4. Fabius Perry
5. Robert Perry married Julia Ann Speight
6. Ruth Perry married 21 Jan 1840 () Fenner Young
7. Cynthia Perry married 31 Mar 1843 (Wake Co, NC) William A. Horton
8. Emilee Perry married 22 Nov 1830 (Wake Co, NC) **Kerney Upchurch**
9. Berline Perry married 29 Oct 1845 (Wake Co, NC) Wiley A Clifton

(32) See Letter 16 Dec 1999 Oris Kearney Upchurch, Jr. to RPU "O. K."

"O. K." write to say he is very interested in our ongoing effort to document the descendants of Richard Upchurch, II.

(33) 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 Mocoston Creek joining Burkley Upchurch, Larkin Upchurch, John Pearce & others, where he now live; at my wifes 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

James Upchurch, VII

Kearney Upchurch

James Ray

Gilly Upchurch

Elizabeth Thaney Upchurch

John Phillips

Cloa Upchurch= Cloe Jane Upchurch

John Cooley, Jr.

Cornwell P. Strickland
Moses Harris
Will file
Thany Upchurch= nee Elizabeth Thaney Butler
Burkley Upchurch
John Pearce
Thomas Upchurch [cross list under UFU less than or equal to 1850 NC Wake/Franklin border]
Jimmison Upchurch= Jamison Upchurch
Lecy Upchurch
Matthew Strickland
Samuel Harris
N. L. Harris
Larkin Upchurch
Stream file: Moccasin Creek

[Note: This is the family of James Upchurch, VII- head of the Richard Upchurch III/James Upchurch VII sub-clan. 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]

(34) From: Wake Treasures Vol. 9 No. 1 (Winter/Spring) 1999

Several pages of Wake Co, NC "Brides & Heirs" info are presented by Jocelyn Powell. The group shown below may or may not involve family relations. [For the present it is being cross-referenced for Robert S. Perry, Julia A. Speight & **Kearney Upchurch**- pg. 65.

Marriage bonds:

John W. MOORE and Rebecca SPEIGHT, 30 April 1835, Nath'l G. RAND, bondsman
Turner C. UTLEY and Emeline SPEIGHT, 2 May 1839, M. H. High, bondsman
Quinton UTLEY and Eliza J. SPEIGHT, 12 October 1840, Turner C. UTLEY, bondsman
Robert S. PERRY and Julia A. SPEIGHT, bond 11 December 1854, marriage date 13 December 1854, **Kearney Upchurch**, bondsman
Samuel ROWLAND and Isabella A. SPEIGHT, bond 5 Mar 1856, marriage 5 Mar 1856, L. T. Clayton, bondsman.

(35) Franklin Co, NC Will Book I, J- Bradley Pg. 84, 85, 86

541-(224) Wm. Dunn dec'd inventory. Included were negro men Isaac & David a blacksmith. 1 item was at Arthur Williams

[Note: This record includes a large number of names in three categories. The Upchurch names included are shown below- RPU]

#1 Notes & Accounts at Home

Burkley Upchurch

Kerney Upchurch

Larkin Upchurch

Littleberry Upchurch

Calvin Upchurch

Stephen Upchurch

#2 Shop Accounts in Louisburg- No Upchurches

#3 Sale 4 Jan 1833 for Wm. Dunn Estate- Buyers

Littleberry Upchurch

Mar Ct 1833

(36) Franklin CO, NC Will Book K- Bradley Pg. 8-12

31-(14) Judgments, notes & accounts due the estate of William Harrison, dec'd- Notes dated 1812-1834. Many names listed including Upchurches:

Britton Upchurch

Jubal Upchurch

Buckner Upchurch

Benj. Upchurch

Dec Ct 1834

34-(18) Rent of lands & hire of negroes belonging to the estate of William Harrison, dec'd for 1831

Jubal Upchurch rented the Upchurch Place

Dec Ct 1834

35-(19) Account of William Harrison estate- deceased

1829-1834- Many names- Upchurch names:

Calvin Upchurch Kearney Upchurch Frances Upchurch

Larkin Upchurch Berry Upchurch James Upchurch

Nancy Upchurch Jubal Upchurch Stephen Upchurch

Buckley Upchurch

(37) Franklin Co, NC- Will Book K- Bradley Pg. 36-38

156(100) Account 1832-1836 for William Dunn, dec'd by Hardy W. Tharp, Admr. Many people named including the following Upchurches:

Berkely Upchurch Calvin Upchurch Kearney Upchurch

Larkin Upchurch Littleberry Upchurch Stephen Upchurch

Audited by Simon Williams, Jas Baker Jr, Nat R. Tunstall
Sep Ct 1836.

(38) Upchurch & Related Tax Listing- Franklin Co, NC 1798-1864- to RPU from Carla Jones 29 Oct 2006

Captain Dunn's District
1825

Whitman Pearce 120 acres worth \$2 per acre \$240 1 WP
John Pearce 900 acres worth \$1.50 per acre \$1,350 2 BP
John Pearce for John Carpenter 200 acres worth \$1.25
John Pearce for John Carpenter 100 acres worth \$1 per acre \$350
Nancy Upchurch 450 acres worth \$1.50 \$675 2 BP
(analysis would seemingly indicate that she sold
50 acres to John Pearce since the previous year)
James Upchurch 570 acres worth \$1.50 per acre \$855 1 WP 2 BP
Burkely Upchurch 140 acres worth \$1.50 per acre \$210
Littleberry Upchurch 319 acres worth \$3 per acre \$957
1 WP 2 BP 1 stud horse at \$4
Littleberry Upchurch 50 acres worth \$2 per acre totaling \$100 1 WP 2 BP
Calvin Upchurch 250 acres worth \$1.50 per acre \$312.50 1 WP
Larkin Upchurch 146 acres worth \$1.50 per acre \$219 1 WP
Stephen Upchurch 1 WP 1 BP
Phillip Pearce 200 acres worth \$2 per acre \$400
Haley Pearce 200 acres worth \$2 per acre \$400 1 WP
Stephen Pearce 400 acres worth \$1.50 per acre \$600 1 BP
Britton Pearce 343 acres worth \$2 per acre \$686 1 WP
Willie Pearce 1 WP
Reuben Carpenter 168 acres worth \$2 per acre \$316

Captain Dunn's District
1830

John Pearce 900 acres worth \$1.50 per acre \$1,350 1 BP
John Pearce for John Carpenter 200 acres worth \$1.25 per acre
John Pearce for John Carpenter 100 acres worth \$1 per acre \$350
James Upchurch 570 acres worth \$1.50 per acre \$855 2 BP
Kerney Upchurch 1 WP
Nancy Upchurch 450 acres worth \$1.50 per acre \$675
Larkin Upchurch 145 acres worth \$1.50 per acre \$207.50 1 WP
Calvin Upchurch 293 ½ acres worth \$1.25 per acre \$366.88 1 WP 3 BP
Stephen Upchurch 1 WP
Burkely Upchurch 140 acres worth \$1.50 per acre \$210
Littleberry Upchurch 389 acres worth \$3 per acre \$1107
1 WP 1 BP 1 stud worth \$4
Bailey Wiggs for S. Strickland 100 acres worth \$1 per acre \$100

Note: William Harrison may have died, _____
Harrison Estate by Executor 7005 acres worth \$17,084
in Captain Alford's District, no listing in Dunn's District

Captain Dunn's District
1831

John Pearce Sr. 900 acres worth \$1.50 \$1,350 1 WP 1 BP
James Upchurch 688 34 acres worth \$1.50 per acre \$1,032 1 WP 2 BP
Kearney Upchurch 1 WP
Burkely Upchurch 140 acres worth \$1.50 per acre \$210 1 BP
Calvin Upchurch 393 ½ acres worth \$1.25 per acre \$493 2 WP 2 BP
Larkin Upchurch 145 acres worth \$1.50 per acre \$217 1 WP 1 BP
Nancy Upchurch 450 acres worth \$1.50 per acre \$675
Stephen Upchurch 1 WP
Littleberry Upchurch 1 WP

Captain Dunn's District
1832

John Pearce 900 acres worth \$1.50 per acre \$1,350 1 WP pd \$4.38
John Pearce for Nancy Upchurch 450 acres worth \$1.50 per acre \$675
2 BP pd \$3.49
Kearney Upchurch 1 WP pd \$.87
James Upchurch 688 acres worth \$1.50 per acre \$1,032 1 WP 2 BP pd \$5.29
Jamison Upchurch 1 WP pd \$.87
Calvin Upchurch 532 acres worth \$3 per acre
Calvin Upchurch 393 acres worth \$1.25 per acre
Calvin Upchurch 100 acres worth \$.50 totalling \$2,237 1 WP 3 BP pd \$9.30
Berry Upchurch 1 WP pd \$.87
Larkin Upchurch 145 acres worth \$1.50 per acre \$217 1 WP 1 BP pd \$2.31
Burkely Upchurch 140 acres worth \$1.50 per acre \$210 pd \$.55
Jubal Upchurch 2 BP pd \$1.74
Stephen Upchurch 464 acres worth \$2 per acre \$928 1 WP pd \$3.28
Mason Massey 1 WP \$.87

1829-1832 Listings

- | | | |
|-------------------|---------------------------|------------------------------------|
| 1. John Pearce | 9. Reuben Carpenter | 17. Jamison Upchurch |
| 2. Whitman Pearce | 10. James Upchurch | 18. <u>Kearney Upchurch</u> |
| 3. Phillip Pearce | 11. Nancy Upchurch | 19. Bailey Wiggs |
| 4. Haley Pearce | 12. Burkely Upchurch | 20. S. Stricklin |
| 5. Stephen Pearce | 13. Calvin Upchurch | 21. William Harrison |
| 6. Britton Pearce | 14. Stephen Upchurch | 22. Mason Massey |
| 7. Willie Pearce | 15. Larkin Upchurch | |
| 8. John Carpenter | 16. Little Berry Upchurch | |

(39) Notes of RPU visit 13 Dec 2001 to Erma Jean Clifton and re: tour of the Cross Roads District- Wake Co NC.

Kearney Upchurch owned a very large tract of land which appears to have centered on the crossroads of Forrestville and Buffalo Roads and extended west to the Neuse River and north to Hodges Creek (RPU conclusion). Jean now lives on a 3 acre parcel of this tract. The Kearney Upchurch House sits facing Forrestville Rd. on the East side not quite to the cross roads. His cemetery is across the road from the house. (More on cemetery later) Jean wants to explore the origins of the Kearney Upchurch house. She thinks parts were built in the 1700s and that the father of Kearney Upchurch may have added on before Kearney owned the house. [We need evidence that Kearney's father, James Upchurch, VII, ever lived/owned land in this area- RPU]

Jean commented on two homicides in the Joris Rickman Bell, Jr. family "Joe". Joe's mother was murdered. [See article obtained from Johnston Co, NC Heritage Center & send Jean a copy.] Also Joe shot & killed his brother by accident. Jean reports this part of the family intermarried a lot and in any case had a streak of creativity (painting/music) but also other odd streaks. Some were put in Dix Hill for a time. Jean recalls one female family member who would decide not to eat and had to be tube fed.

Heirs of Kearney Upchurch land have been reluctant to sell. One parcel to the east was sold & is now a housing tract.

Inspected the Kearney Upchurch Cemetery. It is very much overgrown and has fallen trees. One tall cedar still stands guard over the graves. Could not read all but Jean pressed on and got the following:

Kearney Upchurch- Stone toppled
Emily Perry Upchurch 1813-1872
Another Upchurch
W. H. Watson
Emma Watson Dodd

(40) Extract of Upchurches found in Wake Co, NC Census & Tax Lists 1830 & 1840 by Frances Holloway Wynne All entries except on unidentified fall under Clans headed by 3 brothers as follows: [14 Upchurches mentioned]

- (1) I. Nathan Upchurch I- Head of Clan – on 1830 Census & 1830 Tax List- White Oak TSP
- (2) A. Burtis Upchurch- On 1830 & 1840 Census & 1830 & 1840 TL- White Oak TSP
- (3) 1. Able Upchurch- On 1840 Census & 1840 Tax List- Kitts Creek District
- (4) 2. William C. Upchurch on 1840 Census & 1840 Tax List- Raleigh NC
- (5) B. Hubbard Upchurch- on 1830 & 1840 Census & 1830 & 1840 Tax List- White Oak TSP
- (6) C. Tabitha Upchurch- on 1830 Census & 1840 Tax List- White Oak TSP
- (7) 1. Golden Almon Upchurch, Sr. on 1840 Census & 1840 Tax List- White Oak TSP

(8) D. Gilbert Upchurch- on 1840 Census- Not on 1830 or 1840 Tax List

II. Moses Upchurch- Head of Clan- Lived in Chatham Co, NC

(9) A. Whitney Upchurch- on 1830 & 1840 Census & 1830 & 1840 Tax List White Oak TSP

(10) B. Gillium Upchurch- on 1840 Census- Not on 1830 & 1840 Tax List

(11) 1. Hanson Upchurch (presumed son of Gillium Upchurch) on 1840 Census and on 1840 Tax List St. Matthews TSP

III. Richard Upchurch, III- Head of Clan- died 1817, lived Franklin Co, NC

A. James Upchurch, VII died about 1835; lived Franklin Co, NC

(12) 1. **Kearney Upchurch**- on 1840 Census & on Cross roads District Tax List

(13) Richard Upchurch- not on 1830 or 1840 Census; on 1840 Tax List White Oak TSP

presumed Richard Dillard Upchurch, Sr.; son of Whitney Upchurch

(14) William Upchurch, identity unknown, lists 493 acres on 1840 Tax List in Swift Creek TSP for Jane (Yates) Betts, widow of Barzilla Betts, Sr.

1840

NAMES OF HEADS OF FAMILIES.	FREE WHITE PERSONS, INCLUDING HEADS OF FAMILIES.																				FREE COLORED PERSONS.																			
	MALES.										FEMALES.										MALES.					FEMALES.														
	Under 5	5 to 10	10 to 15	15 to 20	20 to 30	30 to 40	40 to 50	50 to 60	60 to 70	70 to 80	80 to 90	90 to 100	100 and over	Under 5	5 to 10	10 to 15	15 to 20	20 to 30	30 to 40	40 to 50	50 to 60	60 to 70	70 to 80	80 to 90	90 to 100	100 and over	Under 5	5 to 10	10 to 15	15 to 20	20 to 30	30 to 40	40 to 50	50 to 60	60 to 70	70 to 80	80 to 90	90 to 100	100 and over	
<i>Kearney Upchurch</i>	2	1	1		1																						2													

1840 Tax List Cross Roads District Kearney Upchurch 220 Acres \$800 1 Pol 1 Slave \$2.93 Pg. 286 (see next page for entire census page)

16
(No. 4.)

SCHEDULE of the whole number of persons within the division allotted to *William D. Portie*

State of Ohio, City of
Franklin, County of Franklin,
Ohio, this 1st day of
January, 1880.

NAME OF HEAD OF FAMILY.		FREE WHITE PERSONS, INCLUDING HEADS OF FAMILIES.																				FREE COLORED PERSONS.																			
		MALES.										FEMALES.										MALES.										FEMALES.									
		5	10	15	20	25	30	35	40	45	50	55	60	65	70	75	80	85	90	95	100	5	10	15	20	25	30	35	40	45	50	55	60	65	70	75	80	85	90	95	100
<i>Make County</i>																																									
<i>Henry W. Rock</i>		1																																							
<i>John Thompson</i>		1																																							
<i>Wm. J. Shanks</i>																																									
<i>William Collins</i>																																									
<i>Robert Davis</i>																																									
<i>Henry Brown</i>																																									
<i>David Smith</i>																																									
<i>Henry, Nichols</i>																																									
<i>Henry, White</i>																																									
<i>William White</i>																																									
<i>Henry Hall</i>																																									
<i>Henry, McDonald</i>																																									
<i>James Smith</i>																																									
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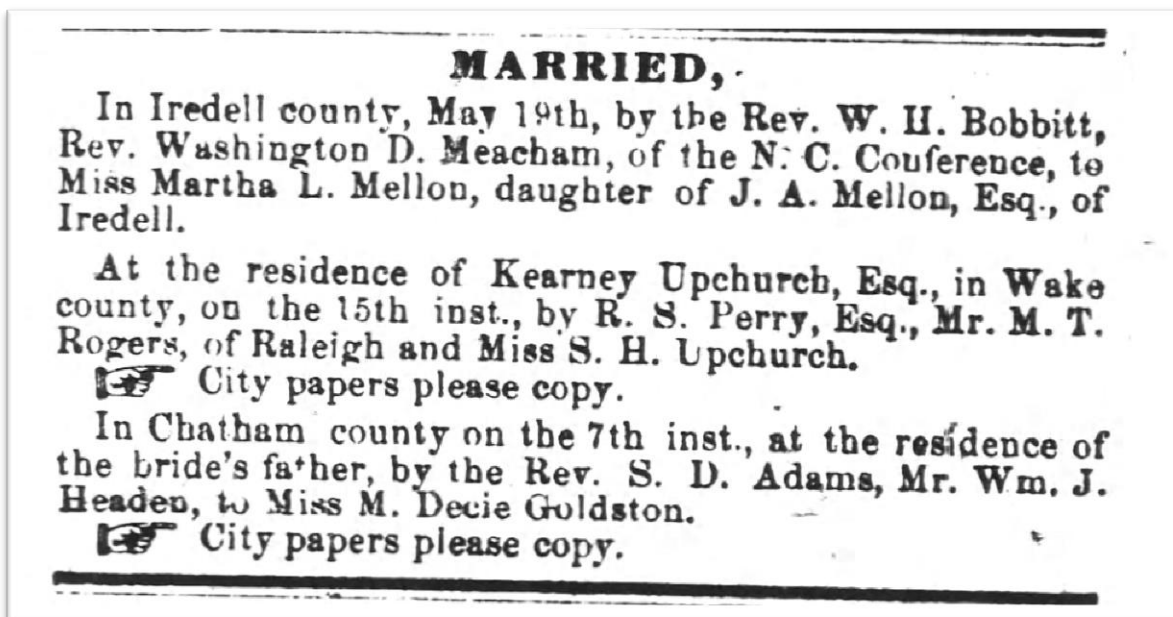
(41) Upchurch & Related Tax Listings- Franklin Co, NC 1798-1864- To RPU from Carla Jones
29 Oct 2006

Dunn's District

1855

- △ Ambrose Upchurch 400 acres worth \$2.50 per acre = \$1000 1 WP 1 carriage worth \$50 - Pd
△ \$1.85 in state tax and \$.07 in county tax = \$5.92 (Note: this land purchased from John Pearce for \$1600 or \$4 per acre)
- △ △ Kearney Upchurch to T Upchurch 400 acres worth \$1.25 per acre - \$500 4 BP \$4 annual interest
- \$2.32 state tax paid + \$5.42 = \$7.75
- △ John Pearce 1670 acres worth \$1.25 per acre = \$2088 5 BP \$232 annual interest - Pd \$11.46
state tax + \$16.32 county tax = \$22.78
- △ John White 170 acres worth \$2.50 per acre = \$425 1 WP 1 free black poll 1 silver watch - Pd
\$1.65 in state tax + \$3.11 county tax = \$4.76
- △ △ John W. Perry for Gideon Strickland - 270 acres worth \$1.50 per acre = \$405 2 BP - Pd \$1.28
in state tax + \$3.20 in county tax = \$4.48
- △ △ Zelly Norwood for B.T. Strickland 197 acres worth \$1 per acre = \$197 - Pd 24 cents in state tax
+ \$.61 cents in county tax = 85 cents

(42) From: WCGS UPDATES Fall 2007 Wake Co, NC Genealogical Society Kearney Upchurch = s/o James Upchurch VII & gs/o Richard Upchurch, III- Head of Clan
S. H. U. = Sabrina Helen Upchurch d/o Kearney Upchurch
M. T. Rogers = Matthew T. Rogers
R. S. Perry = ?
The Weekly Standard, Raleigh NC, 29 May 1861:



(43) From Perry Family- Entry 16 May 2009- John Perry Section

I. John Perry born 1727 (Franklin Co, NC) died after 15 Mar 1796 (Franklin Co, NC) (1 of 7 brothers) married () Sarah Ruffin

A. Nancy Ann Perry married () Henry Baker

1. Nancy Baker b. 1785-1790 () d. after 1860 () married 16 Dec 1805 ()

John W (S) Perry [s/o James Perry, Sr. b. 1751-1780; d. before May 1852

& gs/o Nathaniel Perry b. about 1728- 1 of 7 Brothers b. about 1780 () d. before May 1852 ()

a. Rutha Perry b. about 1819 (Wake Co, NC) married 21 Jan 1840 ()
Fenner Young

b. Emily Perry b. 1 Jun 1813 () ; d. 8 Dec 1872 () ; married 22 Nov 1830
() Kearney Upchurch b. 8 Feb 1808 () ; d. 1 May 1883 (Wake Co, NC)
[s/o James Upchurch, VII & gs/o Richard Upchurch, III- Head of Clan]

i. Calvin W. Upchurch b. about 1837; married 17 Jul 1859 ()

Adalene S. Freeman b. 6 May 1842

(I) Walter Upchurch b. about 1868

(II) Mary Upchurch b. about 1870

[Note: last two entries shown as marked out- Carla Michaels 11/10/2016]

B. Frances Perry b. about 1770 () ; married () John Richards

1. Frances Richards b. about 1790 (FC, NC); d. about 1850 (WC, NC); married 3
May 1802 () Robert S. Perry b. about 1775 () ; died 23 Jun 1836 (WC, NC)

a. Rixy Perry b. 26 Dec. 1804 (WC, NC)- see separate extract

b. Hicksey Perry; spouse- Mr. Walker (m. 24 Jul 1820)

5. Zuk Walker

5. J. L. Walker

c. Candis Perry (b. about 1816)

d. Robert Burrell Perry (b. about 4 Nov 1822; d. Sep 1893- Texas, USA)
sp. Sarah A. McKinnie (m. 7 Jul 1849)

e. Lucy Perry

f. Margaret Perry

g. Mary Perry b. about 1825 (FC, NC)- See separate extracts

h. John L Perry md. () 30 Oct 1846 () Jane Butler

(44) Item in letter 14 Mar 1984 Eleanor Grace Williamson to RPU

[In search for info on 1803 Upchurch → Carpenter name change]

Franklin Co, NC Tax Records

1833 Taylors District Kearney Upchurch O A 1WP, 0BP

(45) NC Marriages- 5 Sep 05- Peterson- Wake Co

Mary Upchurch	Odom Barns	3 Feb 1806	Wake
Mary Upchurch	Odam Bunn	5 Feb 1806	Wake
Whiting Upchurch	Elizabeth Goodwin	3 Jan 1811	Wake
Mackey Upchurch	Edmund Cole	9 Aug 1816	Wake
Gilbert Upchurch	Elizabeth Upchurch	20 Mar 1819	Wake
Murray Upchurch	Nancy Scott	23 Aug 1820	Wake
Hubbard Upchurch	Esther Bird	24 Oct 1822	Wake
Frances Upchurch	Blake Baker	18 Nov 1829	Wake
John Upchurch	Angelina G. Green	29 May 1830	Wake
<u>Kerney Upchurch</u>	Emila Perry	22 Nov 1830	Wake
Sims Upchurch	Abigail Olive	11 Dec 1832	Wake
Acriel Upchurch	Mary Olive	30 Mar 1833	Wake
Quilla Upchurch	Nathaniel Mitchell	2 Dec 1833	Wake
Abel Upchurch	Nancy Sorrell	27 Nov 1839	Wake
Eliza Upchurch	William Beddingfield	2 Dec 1839	Wake
William C. Upchurch	Adline Royster	15 Dec 1840	Wake
Stephen Upchurch	Ann Medlin	16 Mar 1841	Wake
Gilbert Upchurch	Margaret Bird	23 Sep 1842	Wake
Bartley Upchurch	Jane Whitaker	27 Dec 1842	Wake
Clargy Upchurch	William Wilson	24 Feb 1842	Wake
Betsey Upchurch	Haywood Laurence	2 Dec 1844	Wake
Nancy Upchurch	William Hobby	19 Dec 1845	Wake
Clargy Ann Upchurch	Wesley M. Odaniel	11 Mar 1846	Wake
Candis Upchurch	John Mann	19 Dec 1847	Wake
Mariah Upchurch	Robert Rollins	13 Oct 1849	Wake
Alferd Upchurch	Adelia M. Crowder	23 Dec 1850	Wake
Armelia Upchurch	Hinton Hudson	31 Dec 1850	Wake

(46) From Biofile of John Aldred Perry Entry 10 Aug 2009

Kearney Upchurch-1. He was born on 08 Feb 1808 in Franklin, North Carolina, USA. He died on 08 Jul 1882 in Wake, North Carolina, USA. Occupation was farmer. Religion was Baptist.

Notes for Kearney Upchurch:

General Notes:

Elected Deacon of Wake Cross Roads Baptist Church 6/1840.

Elected Deacon & clerk 6/1852.

In July of 1869, he sent a letter to the church stating his reasons for non-attendance.

That certain members of the church had rejoiced at the loss of his property, and further that he was unwilling to fellowship the political course of the church.

In Sep. 1869, his name was removed from the role of the church.

Nov. 1869, he was restored in Christian love to the church.

Emily Perry. She was born on 01 Jun 1813. She died on 08 Dec 1872 in Wake, North Carolina, USA. Kearney Upchurch and Emily Perry. They were married on 22 Nov 1830 in Wake, North Carolina, USA. They had 10 children.

(47) See letter 19 Jul 2000 Oris Kearney Upchurch, Jr. to RPU re: letter of **Kearney Upchurch** in which he declined to appear before a Committee of Cross Roads Baptist Church in Wake co, NC on 4 Jul 1869. Names Mentioned:

On the committee: H. V. Pace

Good Men per **Kearney Upchurch**:

Presley Mangum	Daniel G. Ford
Bennett T. Blake	Moses A. Bledsoe
	G. H. Rogers

Bad men per **Kearney Upchurch**:

James H. Harris

- - Dewese (A Northerner)

Timothy Lee (A Northerner came with Sherman, elected Sheriff)

Former Great State Legislators per Kearney Upchurch:

-	-	Badger
-	-	Gaston
-	-	Manley

[See the 4 following pages (22, 23, 24, 25) for the contents of the letter- RPU 8 Sep 2009]

(47) B

Page 1

To the members of Cross Roads Church

I have been notified through your committee H. V. Pace to attend your next Conference Meeting on Saturday before the fourth Lords day in July 1869 to give reasons for non-attendance at your regular meetings. I prefer doing so by proxy believing that by so doing it will give less offence and debate in your church. I am aware that there are other brethren placed in a similar condition as myself but my considerations in regard to them are these, that if they can surmount the stumbling block or difficulties and remain in full fellowship with these brethren- it would be best for them to do so. I felt that I had rather vacate my seat than to spread confusion in the church. It is contrary to my desire to make Religion a political or visa-versa. When the Isrealites

were in their strength and glory, one did not rejoice over the down fall of another, but the welfare of the whole commonwealth was the desire of all and yearien in their captivity, and their return to Jerusalem, we find them all united. Nor were they allowed to change their form of Government, they alwais (sic) and under all circumstances contended for their old manner of worship and for their original laws except some who were led astray into idolatry and these few in time received their reward. Their temporal and spiritual government were so similar to each other that a violation of one was a violation of both. I conceive the Isrealites to be emblematic light to the church in this our day.

But inasmuch as I am called upon to give reasons of vacating my seat, and non-fellowship, of course for a part of the brethren of Cross Roads, it is my duty to do so. When the war ended those brethren rejoiced over the emancipation of (Pg. 2) slavery and thanked their God that the negroes were free, that ~~then~~ they (these brethren) were as well off as any one (sic) else, all of which, in my humble opinion showed forth a wrong spirit—unchristian like, ungenerous and without charity. They rejoiced over the downfall of thousands of their brethren who had lost their property recognized in the slave who had not received the least remunerative reward for them and who had their stock of all kinds driven off before their eyes an (sic) the contents of their smoke houses and barns taken from them- and they left as poor off in their world as any other brother. Was such rejoicing the rejoicing of a pure heart, void of offence toward God and man.

Brethren, I fear that these rejoicing brethren envied the slave owner more than they sympathized with the slave in his bondage. Nor did their predjudice (sic) stop here. When the election came on to send delegates to the convention did they vote for such men as Presley Mangum and Bennett T. Blake? No, it would not do to vote for them- they had owned slaves and if sent to the convention they might advocate slavery again—But who did they vote for? James H. Harris & Co. These are the men they will never advocate slavery.—Nor did their predjudices (sic) stop here. The election came on to elect members to the legislature and who did they vote for here- Did they vote for Daniel G. Ford and Moses A. Bledsoe? No—But for James H. Harris & Co. these are the men, they will make laws which will oppress one brother and favor another. And here they had an opportunity for rebuilding our state Government without slavery for the abolition of this institution was the result of the war, a forced and final settlement by arms. Here they had an opportunity to vote for men who were identified in every respect to the interest of the state and people. Men who sought the good of the people more than they did money and (Pg. 3) self aggrandizement (sic). It would not do to send Fowl & Blake to the Legislature- men for intelligence and worth- statesmanship and integrity- men whose qualifications and experience entitled them to the directors of our State Government. But men of ignorance and disinterested were best suited to fill these times of peril and prostration. These men did not only advocate negro equality but gave him the assedency (sic) by making him eligible to seats in our Legislature Halls where once sat such men as Badger, Gaston, Manley- and others.

Nor did their prejudice stop here. When the South was struggling for existence and anxious to send a Southern man to congress to intercede for us and represent our wants and to try

to lessen the burden of basation (sic) created by congress under Radical rule, did this brethren come forward shoulder to shoulder to assist in sending a man native born and a man of merit to congress. NO but they voted for Dewese, a northern man by birth who had as much compassion for the south as the wolf has for the lamb, who sought to fleece the people of their money and keep them low in want, and miserable under his rule. G. H. Rogers, a man of merit and veracity and a citizen of the county of Wake could not be trusted to congress. They also allowed their prejudices to lead them so far that they voted for Timothy Lee another Northern man to fill the office of Sheriff of the county of Wake and who had never been in the county until he came with Sherman's Army and that too it is said as a bummer.

Now brethren I have no Christian Fellowship for any man or set of men who have pursued the course above stated. I think that acknowledgments are due from these brethren and nothing short of them will satisfy me.

I believe I have a forgiving spirit and feel disposed to do right. If I no (sic) myself I have no feelings of ambition to gratify. Nor are these lines the promptings of such as spirit. But they are the honest convictions of my heart. I have always rejoiced to see peace and harmony exist in our churches; and it would be a source of extreme gratification to me if our Christian fellowship existed as in days past and gone.

Yours and c,
Kearney Upchurch

(49) See Biofile of Melissa Salter of Wake Co, NC

Her email of 5 Aug 2009 to RPU started a series of exchanges about a 26.29 acre partition of the Kearney Upchurch Plantation. I offered to send her a copy of the Biofile of Kearney Upchurch and she requested same. Sent 8 Sep 2009- RPU

(50) Estate Inventory/Sale for estate of James Upchurch, VII (s/o Richard Upchurch, III) who died in Wake Co, NC- Items sold 17 Jan 1856 by **Kearney Upchurch**, Executor= from Carla Jones to RPU 29 Oct 2006- Copy in Biofiles of Carla Jones & James Upchurch, VII- 32 lots sold- none of special significance- purchasers- & number of items purchased:

*Harry Baker 1	James Redford 1
Churchwell Alford 1	Acril Pearce 2
Sidney Perry 4	Little Berry Johnson 1
Alpheus Privette 6	Crudup Mitchell 1
Nathan Pearce 1	Thomas G. Riley 1
William Baker 1	Joseph Wall 3
Littleton Privette 2	Samuel H. Hood 1
Jefferson Richards 1	Joseph Hicks 1
Robertson Strickland 1	Philip Pearce 1
Williford Gay 1	

Presley I. Phillips 1

*Note: The name is clearly written as Harry Baker- However, I will cross-reference as Henry Baker as Henry was a favorite much used surname (nickname? Carla Michaels 12 Nov 2016) in the Baker Family- RPU

(51) Upchurch & Related Tax Listings- Franklin Co, NC 1798-1864 To RPU from Carla Jones
29 Oct 2006

Year	District	Kearney Upchurch
1830	Capt. Dunn	1WP "Kerney"
1831	Capt. Dunn	1WP
1832	Capt. Dunn	1WP
1833	Capt. R. Taylor	1WP
1834 and beyond		Kearney Upchurch not found

1855 Capt. Dunn Kearney Upchurch to T. Upchurch 400 Acres \$500 4BP

(52) Item from Carl Sue Jones to RPU 2 Aug 2009
Kearney Upchurch elected deacon – see below

Subject: Kerney Upchurch
From: Carla Tate <tategenie@hotmail.com>
Date: Sun, Aug 02, 2009 1:42 pm
To: Robert Philip Upchurch <phil@upchurchstory.com>

Yesterday while skimming through the microfilm at the Archives of the minutes of the Crossroads Baptist Church (formerly Rogers Crossroads, now Wake Crossroads) from the late 1780's through the 1840's, I came across the below:

Kerney Upchurch was accepted for membership the Saturday before the fourth Sunday in October 1839, and he joined by experience. On the Saturday before the fourth Sunday of June 1840 he was elected deacon.

I did not go through the notes thoroughly as I was looking for something specific. I believe this microfilm is available at any family history center; if not, you can purchase a copy of the microfilm from the Archives (for about \$12, I think). I did not see any other Upchurches in the record other than Kerney, but I may have missed something. The film extends beyond the 1840's, but I did not search past the 1840's.

This church is in St. Matthews Township, Wake Co.

(53) From Pg. 278 Lally Kelly Book

Upchurch-Hester House [WA 1700] S.R. 2049, Raleigh vicinity



The Upchurch-Hester House is yet another example of the solid vernacular Greek Revival houses found throughout eastern Wake County. Probably built around 1845 by Kearney Upchurch, the two-story hip-roofed house displays prominent interior rear cut-stone chimneys and large six-over-six sash windows. The original weatherboards have covered with asbestos

siding, and the partially screened-in wraparound porch probably replaced an earlier porch aournt the turn of the century. The one-story shed to the rear may be contemporary with the main block of the house, although the rear ell appears to be a later addition.

A small-scale cotton farmer, Kearney Upchurch accumulated several hundred acres in St. Matthews's Township in the mid-nineteenth century. The slave schedule of the 1850 census notes that Upchurch owned ten slaves in 1850, six of whom were age eleven. C.T. Hester acquired the house and 125 acres in 1892. Members of the Hester family have owned the property since that time.

(54) Partial extract of Estate Papers of John W. Smith d. 1860 (WC, NC). Details re: NAMES MENTIONED and misc. comments.

(See Biofile of John W. Smith 7 May 2009 for 129 pg. document)

Pg. 2

Tract 1: To widow 800 acres- Sewell Tract on Marks Creek [purchased from Dr. Henry Sewell]

Tract 2: 500 acres on Poplar Creek, by Jackson Terrell, N [Needham] Price, 557 ¼ acres

Tract 3: 900 acres Old Place/River Plantation- on Neuse River by Burrell Temples, Henderson Hodge, **Kearney Upchurch**

Pg. 7

Commissioners to divide land- Nov 1862 Term: Geo. W. Scarborough, Richard W. Debnam, Needham Price, Alonzo Mial, David Hinton

Pg. 29 G. [Gaston] H. Wilder, Admr. paid taxes on 2712 acres of John W. Smith Estate- Marks Creek Dist.

10 Aug 1865- a US Tax for Insurrectionary Districts

Pg. 48

Widow's petition Nov Term 1860- Estimates 3000 acres- 3 tracts- adjoins Charles H. Hinton, Burwell Temple, Needham Price, R. B. Debnam, Dr. James Dunn, Charles Horton

Pg. 52 & Pg. 60

Commissioners to lay off Dower Land- 15 Mar 1861: M. C. Hodge, Bennett B. Buffaloe, Jesse W. Peebles, Solomon Page, W. S. Fort, John L. Fort, David Hinton, R. G. Temple, D. H. Horton, R. S. Perry, H. Temple, Richard B. Seawell

Pg. 61

Slaves allocated; many!

Pg. 65

List of slaves to Upchurch Smith- 18 individuals

Pg. 79

The three tracts described- Aug. Tern 1862

#1 Sewell Place- to Widow 800 acres. Adjoins Chas. Horton, Solomon Brown, Giles Underhill, Rich'd Debnam

#2 Hilliard Place- Poplar Creek. Adjoins Jackson Terrell, Needham Price, David Hinton- 500 acres

#3 Old Place- on Neuse River- Adjoins Burwell Temples, Henderson Hodge, **Kearney Upchurch**- 900 acres- Stoney Creek at Neuse

Pg. 127

John W. Smith died Sep 1860 Intestate

Pg. 128

Mary Smith sold her 1/20 to Francis Bridges who bequeathed to Thomas Bridges who sold same to Upchurch Smith

Sarah Smith sold 1/20 & John Stephens sold 1/20 to Francis Bridges- then at his death to Mrs. Rufus Dunn & to --- Dunn, wife of Dr. J. B. Dunn; Minors 1/10 to Thomas Bridges & Burwell

Temple then to B. P. Williamson & Gaston Wilder; Jno. Green→Thomas Bridges→ Upchurch Smith

Pg. 2

Widow allocated 800 acres- Sewell Tract (Home Place) on Marshes Creek bounded by Charles Horton, Solomon Brown, Giles Underhill, Richard Debnam

Pg. 57

Commissioners re: Dower Feb Term 1861- 1 Year Support
C. L. Hinton, Thomas R. Debnam, James A. Temple

(55) Map I of allocation of land of John W. Smith d. Sep 1860 (Wake Co, NC) by commissioners 11 Feb 1863- See pg. 77 Biofile of John W. Smith 7 May 2009

Two Tracts:

#1 Alfin Tract- 596 $\frac{3}{4}$ acres

#2 Beaver Dam Tract- 335 acres

Alfin Tract to heirs of dec'd son Elam Smith:

D. 75.00 acres Sarah (Smith) Stephens

E. 130.25 acres Franklin Smith

F. 129.50 acres Mary (Smith) Wood

G. 130.00 acres Elem Smith (Elam)

H. 133.25 acres John S. Stephens

Total 598.00 acres vs. 596 $\frac{3}{4}$ acres?

Total Map I disposition:

596 $\frac{3}{4}$

335

598

Total: 1529.75 acres

Henderson Wood, husband of Mary (Polly)

Charles Stephens, husband of Sarah "Sally"

Commissioners:

N. Price, seal

Thos. R. Debnam, seal

Geo. W Scarborough, seal

David Hinton, seal

Surveyor:

F. Beavers \$50

Chain Bearers:

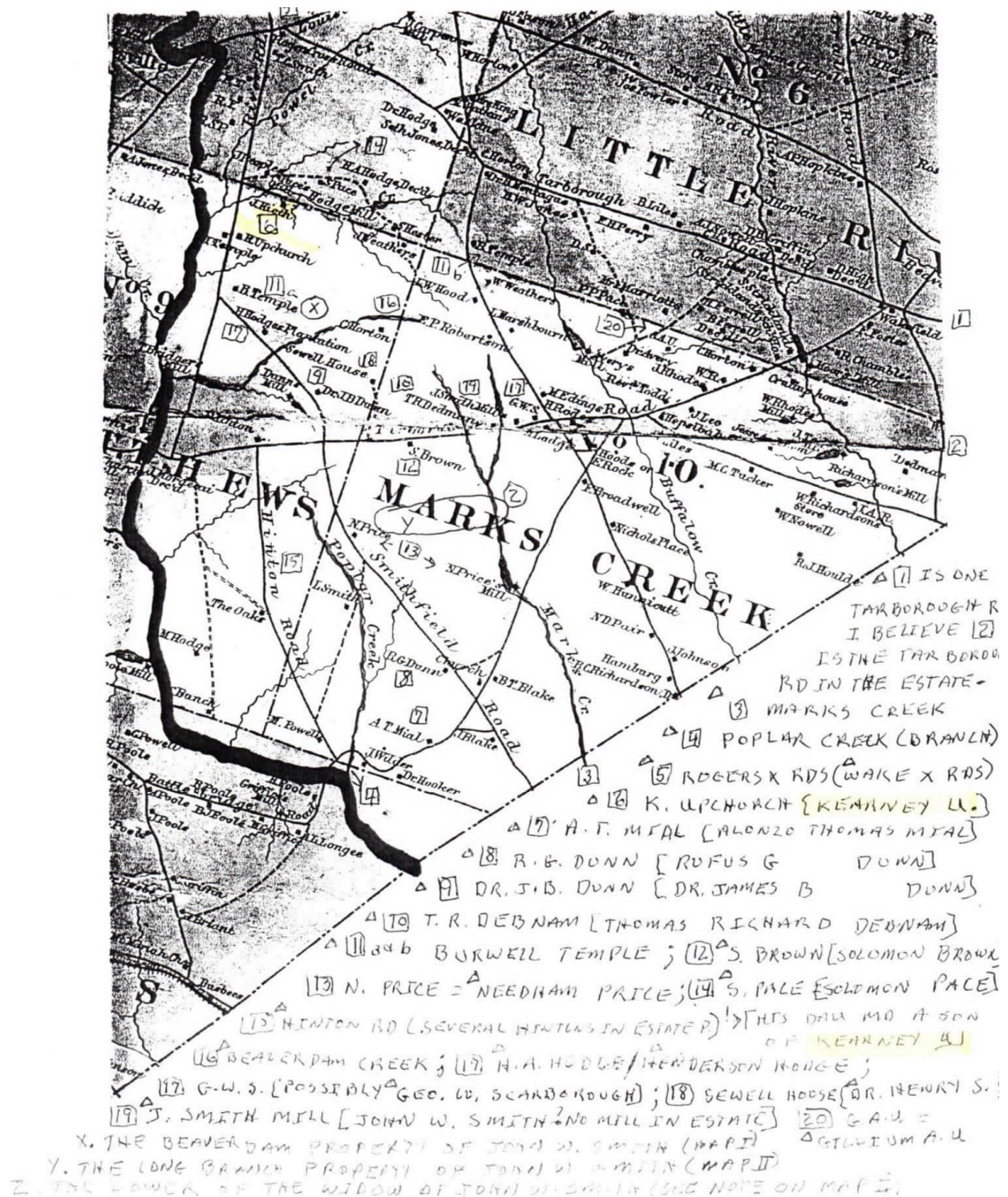
J. S. Laster \$4

Josiah Horton \$4



Total acreage: 4261.00 acres

(56) Eastern Wake Co, NC – 1870 Fendol Beavers Map a help in locating land held by John W. Smith at his death Sep 1860- some to nephew Upchurch Smith. Listed below are sites on this map that match citations in the estate papers for John W. Smith- to Wake Co., NC maps Knightdale Area.



(57) N. C. Marriages

Kerney Upchurch

North Carolina Marriages,	marriage 22 Nov	Wake, North	spouse: Emilia Perry
1759-1979	1830	Carolina	

(58) Per Attach #34 West Letter 18 may 1975- Wake Co, NC Marriage Records

“22 Nov 1830 Kerney Upchurch m. Emile Perry Witness James Upchurch & B. S. King”
see Kearney Upchurch- may be the same

(59) From Biofile of John Aldred Perry 5 Jun 2009

I. Richard Upchurch, III- Head of Clan

A. James Upchurch, VII

1. Kearney Upchurch

a. James W. Upchurch

i. Wm Kearney Ivan Upchurch

ii. Henry A. Upchurch

Kearney Upchurch was a pretty wealthy guy, and had a rather large plantation. His house is still standing today, but no one lives in it. A descendent owns it, but I do not know what will happen to it His plantation included a cottin (sic) gin, and a saw mill. The graves of Kearney and his wife are buried just across the street from the house. He owned slaves, and probably did not treat them well. When I researched the Slave narratives, a WPA project that Roosevelt had during the depression, where people interviewed still living slaves, I found not so nice things said about his treatment of them. The minutes of the Wake Cross Roads Baptist Church, our county's oldest church, are on microfilm at the NC archives There are quite a few Upchurch's listed in the minutes. Some interesting stories about them, too.

James W Upchurch, Kearney's son, Ivan and Henry's father, was in the Civil War. His record is listed on the attached document. A few years, ago, we had a dedication of his Confederate gravestone, which was supplied by the US Veteran's Administration. I am in a confederate Marine Color Guard, with the Sons of Confederate Veterans, and we performed a served for him.

Cross Reference Sheet- RPU 18 Dec 2009

In 2009 there were a number of exchanges related to:

- Kearney Upchurch land- a portion of which was sold for a park by his heirs per John Aldred Perry (email 27 Aug 2009) (A descendant). A functionary of the City of Raleigh, NC involved in the communications was Melissa Salter. It appear the land will be a park of the city managed by City of Raleigh Prkes and Recreation Department

Subject: RE: Kearney Upchurch
From: "Salter, Melissa" <Melissa.Salter@ci.raleigh.nc.us>
Date: Wed, Oct 07, 2009 2:39 pm
To: "'rebeljohn@netzero.net'" <rebeljohn@netzero.net>
Cc: "'phil@upchurchstory.com'" <phil@upchurchstory.com>

How are you both doing?

Phil, I have received the packet of information you sent on Kearney Upchurch. Thank you so much – I am certain it will be helpful to us in planning and interpreting the site.

John, if you have the time I would like to meet with you on the site. As I said before, one of the City's goals is to learn the history of the structures still remaining on the site. I have a flexible schedule and can meet with you almost anytime except Thursday mornings.

Please let me know if you have a couple of meeting time options available. I would also like to invite our Mordecai Site Manager who is quite knowledgeable on NC history.

Here is a photo of an old log cabin on the site, that Mr. Poole said was moved from another location on the property:



Thank you so much for your cooperation with the City of Raleigh!

Melissa Salter
Land Stewardship Coordinator
City of Raleigh Parks and Recreation
Design Development Division
333 Fayetteville Street, Suite 300

Melissa Salter (more maps)





RPU Download from my GPS map- 27 Aug 2009. I place the 26.29 acre tract as shown in red.



From RPU Google Earth Map



From RPU Google Earth Map

Re: Slave cabin of Kearney Upchurch, Wake Co, NC- To RPU from Miley Albert Perry Spring 2012- Midtown Raleigh News

SERVING MIDTOWN RALEIGH

MIDTOWN RALEIGH NEW



John Perry of Raleigh talks about an old slave in North Raleigh near Buffalo and Forestville roads on land the city has acquired for a future park. It is thought to be a slave cabin from the Upchurch Plantation.

PHOTOS BY JOHN ROTTET - jrottet@newsobserver.com

Northeast park site has what's called slave cabin

Building outside Raleigh said to be part of Upchurch plantation

By DAN HOLLY
CORRESPONDENT

RALEIGH - It's common to find old barns and other remnants of Wake County's past sitting on land slated for development. But an old shack city officials found on the site of a future park might be the rarest of finds: an old slave cabin.



A corner of the cabin shows how the logs were cut to fit together.

The one-room log cabin, with a stone chimney on the side and a porch in front, sits in a wooded area off Forestville Road northeast of Raleigh. It's a bare, 15-by-20-foot room with a fireplace on the side - exactly the kind of stark living quarters one would imagine for slaves.

Melissa Salter, a land stewardship coordinator for the city Parks and Recreation Department, found the cabin. Her work involves surveying park sites for any sensitive features that might need preserving or special care during park construction.

"Cemeteries, old wells – we do come across that type of thing," Salter said, "but never an old slave cabin."

Before the city can say for sure that the structure was a slave cabin, the building must undergo an architectural and historical survey. But there is evidence that it was.

It sits on land that was once a 600-acre cotton plantation, according to county historical records. The records show that the land was owned in the 1800s by Kearney Upchurch, who, according to the 1860 Census, owned 20 slaves.

In 1937, the daughter of one of those slaves was interviewed as part of a "slave narrative" project done by the Works Progress Administration, one of the agencies created to lift the country out of the Great Depression.

"I was born at Kerney Upchurch's plantation," said the woman, Georgian-

na Foster [misspellings in original document]. "He was my marster. ... We lived in log houses at marsters."

More research must be done before anyone can say for sure that the structure off Forestville Road is one of those cabins, but there are plenty of Kearney Upchurch descendants still around who can tell you about the cabin. John Perry, who lives in Wake Forest now but grew up in a house on the old plantation, remembers his grandmother telling him the structure was an old slave cabin. And Perry, 53, takes more than a casual interest in the matter; he is a history buff who has old photographs from the plantation and can recite family history and describe the function of all the old buildings remaining on the land.

Moving saved cabin

The structure might have gone the way of most other slave housing had it not been moved. Joseph Montague, who married a descendant of Kearney Upchurch, moved the cabin from one spot on the old plantation to another. Perry thinks Montague – who has since died – moved the

cabin to keep it from being torn down.

Montague's daughter, Marsha Nash, could not remember exactly why her father moved the cabin, but she said he was an industrious man who loved to take on projects. And her father wanted to preserve the shack, she said. Roger Montague, Joseph Montague's son, said he remembers talk about old slave cabins still standing somewhere on the property when he was growing up.

Slave cabins' rarity

"He loved history, and he loved talking about the past,"

Nash said. "He didn't want anyone to forget about the past."

If it is a slave cabin, it would be a rarity, experts say. Claudia Brown, a supervisor at the state Historic Preservation Office, said the Stagville slave quarters in Durham is the only slave cabin in this area that she knows of.

"I can tell you that there are not many left," Brown said. "Most slave houses were poorly built, and they haven't survived because of that."

According to Georgianna Foster's narrative for the WPA, the living quarters were not the only unpleasant aspect of slave life on the Upchurch plantation. The woman, who was still a child when slaves were freed, recalled stories her mother told her.

A slave's hard life

"De food was short an' things in general was bad, so mother tole me," the narrative stated. "She said dey was a whole lot meaner den dey had any business bein' ... [M]other said dey stripped some of the slaves naked an' whupped 'em. She said women had to work all day in de fields an' come home an' do de house work at night while de white folks hardly done a han's turn of work."

The cabin will likely be preserved and become part of the park, Salter said. "Usually, what the city does is incorporate cultural resources into the master plan for the park," she said. "What we would do is include cultural programming in the plan."

In Durham, the Stagville slave quarters are used as teaching material for the University of North Carolina, for demonstrations of life in slavery times and for other educational purposes.

Perry said he has no problem with the cabin being preserved despite the harsh light in which his ancestors are portrayed in the slave narratives.

"That was back 150 years ago, and it was an entirely different story," he said. "I don't look at my family's past and say, 'I'm ashamed that they did that,' because they didn't know anything different. I can't say I'm ashamed about it. That's just the way it was back then."

dholly@mindspring.com

Kearney Upchurch

Part IV

Will: Kearney Upchurch XID-989 Wake Co, NC

Probated: 12 Jul 1882, Bk A, Pg. 342, File 1549

Written: 6 May 1880

Entered in Biofile: 13 Nov 1977- RPU

Last Will and Testament of Kearney Upchurch, Dec'd

In the name of God Amen. I Kearney Upchurch of the County of Wake and State of North Carolina, being of sound mind and memory and knowing the uncertainty of my earthly existence do make and publish this my last will and testament in manner and form as follows, that is to say,

FIRST, that my Executors hereinafter named shall provide for my body a decent burial and pay all expenses together with my just debts out of the first money's that shall come into their hands as a part or parcel of my estate.

ITEM. I give and bequeath to my youngest son Allen P. Upchurch the house and lot wherein I now live bounded as follows beginning on a white oak on the west side of the road Jane E. Upchurch's corner. Thence west 51 poles to the branch thence south with said branch to the head and on to a Hickory tree on the east side of the road, thence south with the road to a white Oak James A Temple's corner, thence east 11 ½ poles to the corner of the fence, thence south with said line fence 14 ½ poles to the corner of said fence thence with the fence 39 ½ poles to the corner of said fence thence North 14 ½ poles, thence east 13 poles to a sweet gum stump, in the branch James A Temple's line thence north with J. A. Temple's line to the lane fence, north of my apple orchard thence with the lane thence west to the road thence north with the road to the beginning containing sixty-two and one fourth acres with all the appurtenances thereunto belonging with the exception of the house that stands near the spring, to have and to hold to him and his heirs in fee simple forever.

ITEM. I give and bequeath to my son James W. Upchurch the house and lot whereon he now lives bounded as follows- Beginning on a black gum on the east side of the road Jane E. Upchurch's corner thence east 31 poles to a Red Oak thence north 49 poles to a large Red Oak in said J. E. Upchurch's line thence east 114 poles to Joseph Kelley's line thence with said Kelley line south 109 poles to James A. Temple line thence with said Temples line west to A. P. Upchurch's line at the mouth of the lane and on to the road thence north with the road to the beginning containing ninety acres to have and to hold him and his heirs in fee simple forever.

ITEM. I give and bequeath to my son Dallas H. Upchurch the house and lot whereon he formerly lived and bounded as follows: beginning at a stake in James A. Temples line thence west 36 ½ poles to a stake said H. A. Temple's corner thence North 13 12 poles to a stake said J. A. Temple's corner thence no 65° west 50 poles to a stake said J. A. Temple corner thence north 78° west 12 poles to the Willis branch thence down the courses of said branch to Smith Creek thence up said creek to a stake thence sought 15° east 208 poles to the beginning containing one

hundred acres also the house excepted in the first Item to have and to hold to him and his heirs in fee simple forever (This lot is known as lot No. 7)

ITEM. I give to my daughter Virginia B. Pool wife of N. W. Pool one lot of land known as lot No. 1 bounded as follows: beginning at a white oak N. W. Pool's corner thence north 87° West with said N. W. Pool's line 112 poles to stake said N. W. Pool's corner thence north 2° E forty-six poles to a stake said N. W. Pool's corner thence No 86° W $73 \frac{1}{2}$ poles to a stake on the banks of Neuse River said N. W. Pool's corner thence up said river to a Sycamore thence east 186 poles to a stake in J. A. Temple's line thence So W 83 poles to the beginning containing sixty-eight acres to have and to hold to her and her heirs in fee simple forever.

ITEM. I give to my son Calvin W. Upchurch one lot of land known as lot No. 2 beginning at a stake in J. A. Temple's line thence west 186 poles to a sycamore on Neuse River thence up said river to a stake and pointers thence east 186 poles to a stake in J. A. Temple's line thence So 1° W 35 poles to the beginning containing Forty acres to have and to hold to him and his heirs in fee simple forever. This with other advancements heretofore made will make him equal with my other heirs.

ITEM. I give and bequeath to my daughter Abigail J. Crabtree wife of C. J. Crabtree one lot of land known as lot no. 3 bounded as follows: beginning at a stake in J. A. Temple's line thence west 186 poles to Neuse River thence up said river to a stake thence east 179 poles to a stake in J. A. Temple's line thence So 1° West 60 poles to the beginning containing sixty-eight acres to have and to hold to her and her heirs in fee simple forever.

ITEM. I give and bequeath to the heirs of Williford Upchurch deceased one lot of land known as lot No 4 bounded as follows, beginning at a stake in J. A. Temple's line thence West 179 poles to Neuse River thence up said river to a pine thence east 164 poles to a stake on the Willis branch thence up said branch to J. A. Temple's line thence N 78° W four and $\frac{1}{2}$ poles to a stake J. A. Temple corner thence So 1° W 18 poles to the beginning containing sixty-eight acres to have and to hold to them and their heirs in fee simple forever.

ITEM. I give and bequeath to my daughter Attealia B. Pool wife of Irwin Pool one lot of land known as lot No 5 bounded as follows beginning at a stake on Willis' branch thence West 164 poles to a pine on Neuse River thence up said River to a ash thence east 166 poles to a stake on Willis branch thence up said Branch about 66 poles to the beginning containing sixty-eight acres to have and to hold to her and her heirs in fee simple forever.

ITEM. I loan to my Grand Daughter Emma Rogers one lot of land known as lot No 6 bounded as follows beginning at a stake on the Willis Branch thence west 166 poles to a ash on the bank Neuse River thence up said River to the mouth of Smiths Creek thence west 166 poles to a ash on the banks of Neuse River thence up said River to the mouth of Smiths Creek thence up said Creek to the mouth of Willis Branch thence up said branch to the beginning containing sixty-eight acres to have and to hold the same for her use and benefit during her life and after her death to her children in fee simple should she have any and if she should die leaving no bodily heir or heirs or representative of such my will is that the land loand (sic) her be sold and the

proceeds be equally divided between my heirs at law giving the heirs of Williford Upchurch deceased one share the others share and share alike to them and their heirs forever.

I give to my said Grand Daughter one bed, bedstead and furniture to be selected by her, also my sewing machine.

ITEM. It is my will that lot No 8 beginning at a pine on the Hall Branch thence west 27 poles to a stake in J. A. Temples line thence No 15° W 208 pole to a stake on Smith Creek thence up said Creek to a stake and pointers thence south 4° W 130 pole to a stake and pointers Hall Branch thence up said Branch to the beginning containing forty acres be sold by my Executors and the proceeds be equally divided in six parts giving the heirs of Williford Upchurch deceased one share, Calvin W Upchurch, Attealia B. Pool, Virginia B. Pool, Abigail J. Crabtree and my Grand Daughter Emma Rogers share and share alike to them and their heirs forever.

And should there be tenants on my plantation with crops in cultivation at the time of my death, my will that every thing remain as though I were living until the crops are matured and housed and the part due me according to contract together with my stock of every description wagons, buggies, farming utensils, corn, fodder, oats, shucks, Bacon and Lard Household and kitchen Furniture and many other things that are not devised in this my will be sold the debts due me, if any, collected and the proceeds equally divided between my legal representatives. The heirs of Williford Upchurch deceased representing their father in one share the others share and share alike to them and their heirs forever.

And lastly I do hereby constitute and appoint my two sons James W. Upchurch and Allen P. Upchurch my lawful executors to all intents and purposes to execute this my last will and Testamaent 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 Kearney Upchurch do hereunto set my hand and seal this 6th day of May AD 1880.

Signed, sealed, published and
declared by the said Kearney
Upchurch to be his last will
and Testament in the presence
of us, who, at his request and
in his presence to subscribe
our name as witnesses thereto.

(Syd) Kearney (seal)
Upchurch

James A. Adams, W. D. Haywood, W. H. Pace

State of North Carolina
Wake County

In the Probate Court

A paper purporting to be the Last Will and Testament of Kearney Upchurch dec'd is exhibited before me, the undersigned Judge of Probate for said county by James W. and Allen P. Upchurch the Executors therein mentioned and the due execution thereof by said Kearney Upchurch by the oath and examination of W. D. Haywood.

In the name of God Amen
I Kearney Upchurch of the county of Wake
and state of North Carolina being of sound
mind and memory and knowing the un-
certainty of my earthly existence do make
this my last will and testament inanner
and form as follows that is to say:-
First: That my executor hereinafter named
shall provide for my body a decent burial
and pay all expenses together with my
just debts out of the first money that
shall come into their hands as a part & parcel
of my estate.

Item I give and bequeath to my youngest
son Allen P Upchurch the house and lot
wherein I now live, bounded as follows
beginning on a white oak on the west side of the
road Jane E Upchurch's corner thence west 51 poles
to the branch thence south with said branch
to the head end on a hickory tree on the east
side of the road thence south with the road
to a white oak fence A Temple's corner thence
east $11\frac{1}{2}$ poles to the corner of the fence, thence
south with said line fence $4\frac{1}{2}$ poles to the
corner of said fence, thence with the fence
 $39\frac{1}{2}$ poles to the corner of said fence thence north
 $14\frac{1}{2}$ poles thence east 18 poles to a sweet gum
stump in the branch fence A Temple's line

thence north with James A Temple line to the line
fence north of my apple orchard, thence with
the land fence west to the road thence north
and on ^{with the road} to the beginning containing sixty two
acres with all the appurtenances thereto belonging
with the exception of the house that stands
near the spring, to have and to hold to him and
his heirs in fee simple forever

Item I give and bequeath to my son James W
Upchurch the house and lot wherein he now
lives bounded as follows, Beginning on a
black gum on the east side of the road James
W Upchurch's corner thence east 31 poles to a red
oak thence north 49 poles to a large red oak in
said J W Upchurch's line thence east 114 poles
to Joseph Kelly's line, thence south and Kelly's
line south 109 poles to James A Temple line thence
with said Temple line west to A P Upchurch's line
at the mouth of the lane and on to the road thence
north with the road to the beginning containing sixty
acres To have and to hold to him and his heirs in
fee simple forever

Item I give and bequeath to my son Dallas H
Upchurch the house and lot wherein he formerly
lived and bounded as follows beginning at a stake
in James A Temple line thence west 34 1/2 poles
to a stake said James A Temple corner thence north
~~to a stake~~ 40 1/2 poles to a stake said James A

Temple corner thence $\text{N } 65^{\circ} \text{ W } 50$ poles to a stake
said James A Temple corner thence north 78° west
 12 poles to the willow branch thence down the
course of said branch to another Creek thence up
said creek to a stake thence $\text{S } 15^{\circ} \text{ E } 208$ poles
to the beginning containing one hundred acres
also the house excepted in the first item
to have and to hold to him and his heirs in
fee simple forever (This lot is known as lot
no 7)

I then I give to my daughter Virginia B Pool wife
of NW Pool one lot of land known as lot No 1
bounded as follows. beginning at a white oak
NW Pool's corner thence $\text{N } 87^{\circ} \text{ W}$ with said
NW Pool's line 112 to a stake NW Pool's corner
thence $\text{N } 2^{\circ} \text{ E } 40$ poles to a stake said NW
Pool's corner thence $\text{N } 84^{\circ} \text{ W } 73\frac{1}{2}$ poles to a stake
on the banks of Mouse River said NW Pool's
corner thence up said river to a cypress
thence east 186 poles to a stake in J A Temple's
line thence $\text{S } 1^{\circ} \text{ W } 83$ poles to the beginning containing
Sixty eight acres to have and to hold to her and her
heirs in fee simple forever

I then I give to my son Calvin W Melchuch one
lot of land known as lot No 2 Beginning at a
stake in James A Temple's line thence west 186
poles to a cypress on Mouse River thence up
said river to a stake and pasture thence east
 186 poles to James A Temple's line thence

So 1 W 35 poles to the beginning containing Forty acres
to have and to hold to him and his heirs in fee simple
forever This with other advancements heretofore
made shall make him equal with any other heirs
Item I give and bequeath to my daughter Abigail
J Crabtree wife of C J Crabtree one lot of land
known as lot No 3 bounded as follows beginning at
a stake in James A Temple line thence west
180 poles to Genesee River thence up said river
to a stake thence east 179 poles to a stake
in James A Temple line thence So 1 W 60 poles
to the beginning containing sixty acres to have and
to hold to her and her heirs in fee simple forever
Item I give and bequeath to the heirs of Williford
Upchurch deceased one lot of land known as lot
No 4 bounded as follows beginning at a stake in
James A Temple line thence west 179 poles to
Genesee River thence up said river to a point thence
east 144 poles to a stake on the Willis branch
thence up said branch to J A Temple corner thence
So 1 W 18 poles to the beginning containing Fifty acres
to have and to hold to them and their heirs
in fee simple forever

Item I give and bequeath to my daughter Allie
B Pool wife of Irvin Pool one lot of land known
as lot No 5 bounded as follows beginning at a
stake on Willis branch thence ~~up said branch~~
west 164 poles to a point on Genesee river,

thence up said river to a ash thence ~~west~~ east
166 poles to a stake on Willis branch thence up said
branch about 66 poles to the beginning containing
fifty acres to have and to hold to her and her
heirs in fee simple forever

Item I loan to my grand daughter Emma Rogers
one lot of land known as lot No 6 bounded as
follows beginning at a stake on the Willis
branch thence west 166 poles to a ash on
the ~~bank~~ of Neuse River thence up said river
to the mouth of Smith's Creek, thence west
166 poles to an ash on the bank of Neuse River
thence up said river to the mouth of Willis
branch thence up said branch to the beginning
containing fifty ~~sight~~ acres to have
and to hold the same for her use and benefit
during her life and after her death to her children
in fee simple should she have any and if she
should die leaving no bodily heir or heirs
or representatives of such any well is that
the land loaned her be sold and the proceeds
be equally divided between my heirs at law
giving the heirs of Willeford Upchurch deceased
one share the others share and share alike
to them and their heirs forever I give to my
said grand daughter one bed bedstead and
furniture to be selected by her also my
sewing machine

Item It is my will that lot No 4 being at
a pine on the fall branch thence west 27 poles
to a stake in J A Peoples line thence N 15° W
208 poles to a stake on Souths creek thence
up said creek to a stake and pointere
thence south 40° W 130 poles to a stake and pointere
fall branch thence up said branch to the beginning
containing forty acres be sold by any executor
and the proceeds be equally divided in six
parts giving the heirs of Williford Upchurch
deceased one share Calvin Upchurch Abbealia
~~Upchurch~~, Virginia B Pool Abigail J Crabtree
and my grand daughter Emma Rogers share and
share alike to them and their heirs forever.
And should there be tenants on my plantation
with crops in cultivation at the time of my
death, my will is that every thing remain
as though I were living until the crops are
matured and housed and the part due me
according to contract together with my stock
of every description Wagon Buggies farming
implements corn fodder oats chickens bacon and
lard house and kitchen furniture and
many other things that are not devised in
this will be sold, the debts due me if any
collected and the proceeds equally divided between
my legal representatives, The heirs of Williford
Upchurch deceased representing their father in one
share the others share and share alike to them
and their heirs forever

And lastly I do hereby constitute and appoint
my two sons James W Upchurch and Allen
P Upchurch my lawful executors to all
intents and purposes to execute 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 Kearney Upchurch
do hereunto set my hand and seal this 6th day of
May, 1880 AD

Kearney Upchurch 

Signed sealed published
declared by the said
Kearney Upchurch to be
his last will and testament
in the presence of us,
who at his request
and in his presence do
subscribe our names
as witnesses thereto
Jas H Adams
W D Haywood
W H Pace

Asks - wishes attorneys
for Counselors.

C. W. Upchurch being duly sworn
says: That the foregoing petition is
true of his own knowledge and be-
lieve excepting those matters set
on information and belief, and as to
them he believes them to be true.

C. W. Upchurch

Sworn & Subscribed this

18th July, 1882.

Charles Upchurch
Probate Judge.

In the Probate Court
Wake County

~~~~~

upon reading

the foregoing petition, the petitioner  
having given the bond required by  
law. It is considered, ordered and  
adjudged by the Court that a ~~file~~  
probate of a certain paper writing  
purporting to be the last will and  
testament of Kearney Upchurch dec.  
be recalled, and that the same be  
reproposed: Whereupon C. W. Upchurch



Therefore your petitioners ask judgment: That the said probate be re-  
called: That the said paper writing be reprobated, that a correct copy  
may be made and an issue of diversity and more be made 3<sup>o</sup>  
2<sup>o</sup> That the petitioners be reinstated & a correct appointed.

3<sup>o</sup> The petition of your petitioners fur-  
ther shows that he is informed &  
believes that the said paper writing  
is not the work will and pleasure  
of the said Henry Upchurch, but  
that if he did sign & publish the  
same he was induced thereto by un-  
due influence, and fraudulent in-  
formation as such as to de-  
prive him of free will and discretion,  
& that hence the same was not his act.

That at the time at which said paper  
writing purports to have been signed,  
the said Henry Upchurch was in  
the fullness of old age, easily influ-  
enced, & was swayed and governed  
in respect to said paper writing  
by the undue influence & mislead-  
ing representations of J. W. Upchurch  
& A. P. Upchurch & others.

4<sup>o</sup> That your petitioners is informed  
and believes that the purpose of the  
said two named parties was to pro-  
cure an unequal division of the state  
of the said Henry Upchurch, and  
to have themselves nominated as exec-  
utors that they might obtain con-  
trol of the property of the said <sup>Henry</sup> Upchurch



one of the devises under said will,  
and also an heir at law of the S.<sup>d</sup>  
Kearney Upchurch enters a conced  
to said paper writing, and says  
that the same is not the last will  
and testament of the said Kearney  
Upchurch dec'd, nor any part there-  
of:

And thereupon the court direct  
an issue to be made up and sub-  
mitted to a jury: as follows:

"Is the said paper writing, or any  
part thereof, and if so what part,  
the last will and testament of the  
said Kearney Upchurch?"

It is further ordered by the Court  
that citations issue to the heirs and  
devises & legates of the said Kearney  
Upchurch to come in and make them-  
selves parties to this proceeding  
if they shall so choose.

Chas. O. Upchurch  
Probate Judge Wake Co.

July 25/82

These photos taken 27 Nov 2014 by Diane Clay Watts and given to RPU



Kearney Upchurch home





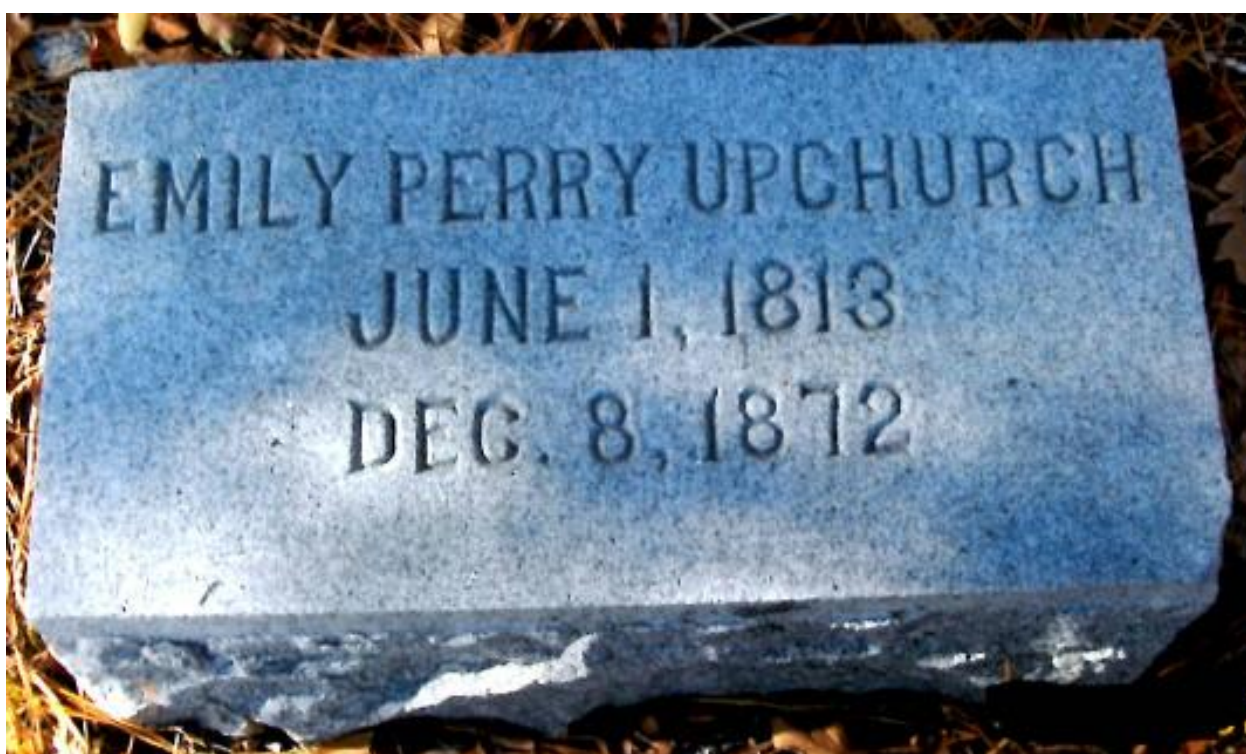
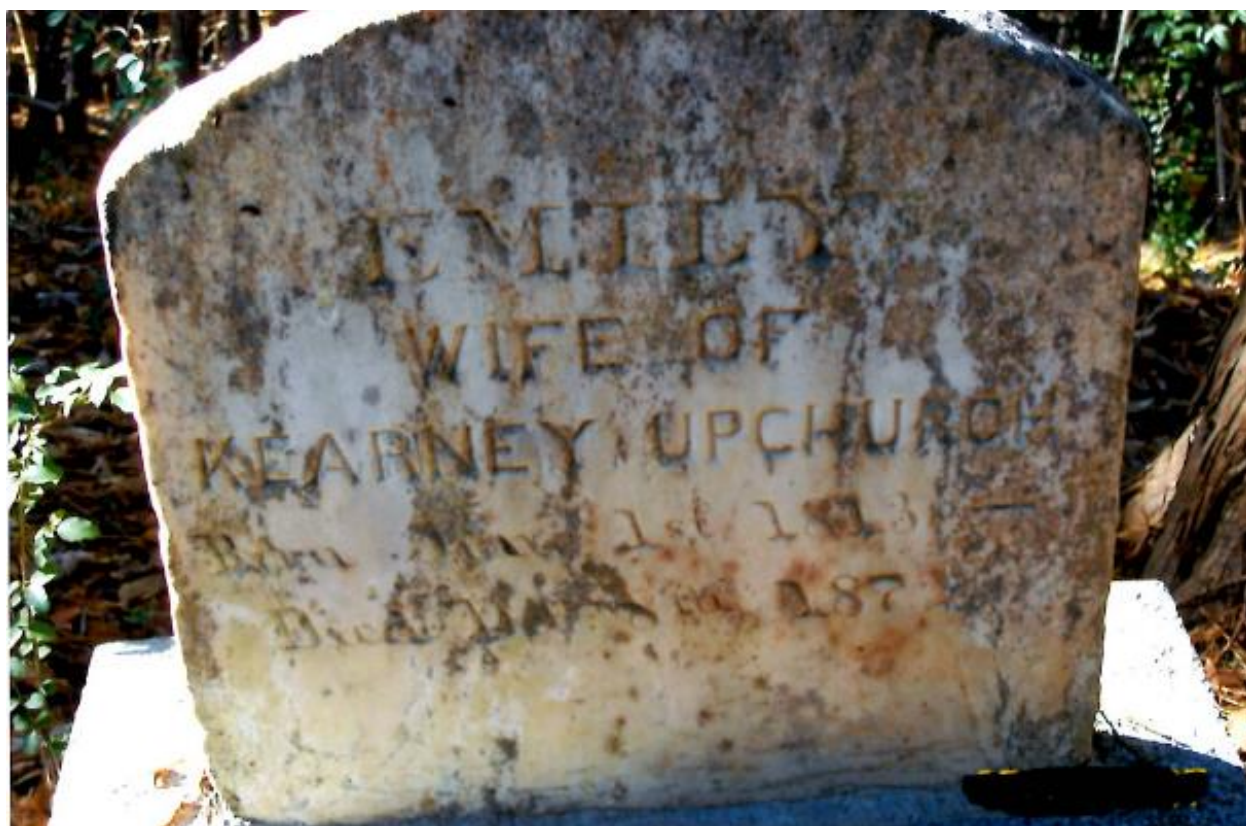


If you look close you can see stone for unmarked graves.



Barn behind Upchurch house.





Records to RPU in Letter 28 Sep 2011 from Miley Albert Perry

320048

442

WILLIAM GEORGE HINTON

Star Street, R.F.D. # 2, Box 171

"I was born in Wake County in de year 1859, August 28th. I 'members seeing de Yankees, it seems like a dream. One come along ridin' a mule. Dey sed he wus a Yankee bummer, a man dat went out raging on peoples things. He found out whur the things wus located an' carried the rest there. The bummers stole for de army, chickens, hogs, an' anything they could take. Atter de bummer come along in a few minutes de whole place wus crowded wid Yankees. De blue coats wus everywhere I could look.

"Marster didn't have but five slaves, an' when de Yankees come dere wus only me an' my oldest sister dere. All de white folks had left except missus and her chillun. Her baby wus only three weeks ole then.

"A Yankee come to my oldest sister an' said, 'Whur is dem horses?' He pulled out a large pistol an' sed, 'Tell me whur dem horses is or I will take your damn sweet life.' Marster hid de horses an' sister didn't know, she stuck to it she didn't know an' de Yankees didn't shoot.

"Dey come back, de whole crowd, de next day an' made marster bring in his horses. Dey took de horses an' bought some chickens an' paid for 'em, den dey killed an' took de



rest. Ha! ha! dey shore done dat. Paid for some an' took de rest.

"I seed de Yankees atter de surrender. Dey wus staying at de ole Soldiers Home on New Bern Avenue. One day mother carried me there to sell to 'em. One time she went there an' she had a rooster who wus a game. His eyes wus out from fighting another game rooster belonging to another person near our home, Mr. Emory Sewell. She carried de rooster in where dere wus a sick Yankee. De Yankee took him in his hands an' de rooster crowed. He give mother thirty-five cents for him. De Yankee said if he could crow an' his eyes out he wanted him. He said, he called dat spunk.

"Dere wus a man who wus a slave dat belonged to Mr. Kerney Upchurch come along riding a mule. My oldest sister, de one de Yankees threatened, tole him de Yankees are up yonder. He said, 'Dad lim de Yankees.' He went on, when he got near de Yankees dey tole him to halt.' Instead of haltin' he sold out runnin' the mule fur de ole field. Der wus a gang of young fox hounds dere. When he lit out on de mule, dey thought he wus goin' huntin' so dey took out atter him, jest like dey wus atter a fox. Some of de Yankees shot at him, de others just almost died a laughin'.

"We didn't git much to eat. Mother said it wus missus fault, she wus so stingy.

"We had homemade clothes an' wooden bottom shoes for de grown folks, but chillun did not wear shoes den, dey went barefooted.

"All de slaves lived in one house built about one hundred yards from the great house, marsters house was called the great house.

"My father was named Robin Hinton an' my mother was named Dafney Hinton. My father belonged to Betsy Ransom Hinton an' mother belonged first to Reddin Croom in Lenoir County an' then to James Thompson of Wake County. I was borned after mother was brought to Wake County. Marster had one boy named Beuregard, four girls, Caroline, Alice, Lena and Nellie. I do not remember my grandparents.

"I saw a slave named Lucinda, sold to ole man Askew, a speculator, by Kerney Upchurch. I seed 'em carry her off.

"One of de slave men who belonged to ole man Burl Temples was sent to wurk for Mr. Temples' son who had married. His missus put him to totin' water before goin' to wurk in de mornin'. Three other slaves toted water also. He refused to tote water an' ran. She set de blood hounds attar him an' caught him near his home, which was his ole marster's house. Ole marster's son come out, an' wouldn't let 'em whup him, an' they wouldn't make him go back.

"Missus Harriet Temples was a terrible 'oman, a slave jest couldn't suit her. De slave dat run away from young

marster was finally sent back. His marster give him a shoulder of meat before he left. He hung it in a tree. Missus tole him to put it in the smoke house. He refused, sayin' he would see it no more.

"A slave by the name of Sallie Temples run away 'cause her missus, Mary Temples, wus so mean to her. She stuck hot irons to her. Made 'em drink milk an' things for punishment. is what my mother an' father said. Sallie never did come back. Nobody never did know what become of her.

"Soon as de war wus over father an' mother left dere marsters. Dey went to Mr. Tom Bridgers. We lived on de farm atter dis. Mother cooked, sister an' I wurked on de farm. Sister plowed like a man. De first help my mammy got wus from de Yankees, it wus pickle meat an' hardtack. I wus wid her an' dey took me in an' give me some clothes. Mother drawed from 'em a long time. We have farmed most our lives. Sometimes we worked as hirelings and den as share croppers. I think slavery wus a bad thing.

# Raleigh, NC



## Shack believed to be old slave cabin found in Northeast Wake County (video tour)



Dan Holly, Raleigh City Buzz Examiner

June 9, 2010 - Like this? [Subscribe to get instant updates.](#)

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RALEIGH – It's not uncommon to find old barns and other remnants of Wake County's past sitting on land slated for development. But an old shack city officials found on the site of a future park may be the rarest of finds: an old slave cabin.

The shack, a one-room log cabin with a stone chimney on the side and a porch in front, sits in a wooded area off Forestville Road in Northeast Raleigh. It's a bare, 15-by-20-foot room with a fireplace on the side – exactly the kind of stark living quarters one would imagine for slaves.

Melissa Salter found it while doing her job – she works for the city's Parks and Recreation Department as a land stewardship coordinator, a job that involves surveying park sites for any sensitive features that may need preserving or special care during park construction.

Photo and video editing at  
[www.OneTrueMedia.com](http://www.OneTrueMedia.com)

[Take a video tour of the slave cabin.](#)

"Cemeteries, old wells – we do come across that type of thing," Salter said, "but never an old slave cabin."

Before the city can say for sure that the structure is a slave cabin, it must undergo an architectural and historical survey. But there is evidence that it was indeed a slave cabin.

It sits on land that was once a 600-acre cotton plantation, according to county historical records. The records show that the land was owned in the 1800s by Kearney Upchurch, who according to the 1860 Census owned 20 slaves.

The daughter of one of those slaves was interviewed in 1937 as part of a "slave narrative" project done by the Works Progress Administration, one of the agencies created to lift the country out of the Depression.

"I was born at Kerney Upchurch's plantation," said the woman, Georgianna Foster (misspellings in original document). "He was my marster... We lived in log houses at marsters."

More research must be done before anyone can say for sure that the structure off Forestville Road is one of those log cabins, but there are plenty of descendants of Kearney Upchurch still around who can tell you about the cabin. John Perry, who lives in Wake Forest now but grew up in a house



## Slideshow: The Upchurch Plantation -- today and yesterday



Slideshow: The Upchurch Plantation -- today and yesterday

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By [Dan Holly](#)

**Raleigh City Buzz Examiner**

Dan Holly has been a newspaper reporter, columnist and editor, as well as a Congressional press secretary and a presidential campaign aide. Now, he...

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# Raleigh, NC

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## The Upchurch Plantation -- today and yesterday

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William Ivan Upchurch, a descendant of plantation owner Kearney Upchurch, his wife Hallie Sorrell Hutspeth Upchurch and their children (left to right) Truby, Erma, Teeter, Bill, Carey, and Sam. They are standing in front of a family-owned cotton gin and saw mill that once stood on the property.

## Kearney Upchurch

## Part VII

3 Sep 2012- Three Emails to RPU re: Church Records in the N. C. State Archives- per the online Inventory- MARS

Subject: NCSA Court Records in MARS for UPCHURCH  
 From: Hope Blackford <WCGS-Journal@nc.rr.com>  
 Date: Mon, Sep 03, 2012 3:56 pm  
 To: "Upchurch, Phil" <phil@upchurchstory.com>

INTERNET SOURCES - MARS

| MARS ID      | Class | Title                | Years | Container Type | Call Number | Child Count | Has Image? |
|--------------|-------|----------------------|-------|----------------|-------------|-------------|------------|
| 5200.99.2079 | CR    | Upchurch, Benton A.  | 1872  | Folder         | RB-35/190   | 0           |            |
| 5200.99.2080 | CR    | Upchurch, Esther     | 1864  | Folder         | RB-33/284   | 0           |            |
| 5200.99.2081 | CR    | Upchurch, Gilbert    | 1895  | Folder         | WB-C/464    | 0           |            |
| 5200.99.2082 | CR    | Upchurch, Golden A.  | 1893  | Folder         | WB-C/182    | 0           |            |
| 5200.99.2083 | CR    | Upchurch, Hubbard    | 1859  | Folder         | RB-31/223   | 0           |            |
| 5200.99.2084 | CR    | Upchurch, Kearney    | 1882  | Folder         | WB-A/342    | 0           |            |
| 5200.99.2085 | CR    | Upchurch, Lindemond  | 1866  | Folder         | RB-34/286   | 0           |            |
| 5200.99.2086 | CR    | Upchurch, Nathan     | 1825  | Folder         | RB-23/323   | 0           |            |
| 5200.99.2087 | CR    | Upchurch, Parker     | 1864  | Folder         | RB-33/282   | 0           |            |
| 5200.99.2088 | CR    | Upchurch, Ruffin     | 1866  | Folder         | RB-34/160   | 0           |            |
| 5200.99.2089 | CR    | Upchurch, Tabitha    | 1855  | Folder         | RB-29/230   | 0           |            |
| 5200.99.2090 | CR    | Upchurch, William G. | 1895  | Folder         | WB-C/458    | 0           |            |

Subject: Wake County - Personal Correspondence and Papers - Upchurch Store Records  
 From: Hope Blackford <WCGS-Journal@nc.rr.com>  
 Date: Mon, Sep 03, 2012 8:52 pm  
 To: "Upchurch, Phil" <phil@upchurchstory.com>

| Class | MARS ID | Title                         | Years                | Container Type | Call # |
|-------|---------|-------------------------------|----------------------|----------------|--------|
| PC    | 2571    | UPCHURCH [Store] Account Book | 1827-1829, 1845-1850 | Record Group   | MFP 61 |

Subject: State Auditor Record Group - Pension Bureau: Act of 1885 Pension Applications  
 From: Hope Blackford <WCGS-Journal@nc.rr.com>  
 Date: Mon, Sep 03, 2012 9:24 pm  
 To: "Upchurch, Phil" <phil@upchurchstory.com>

| MARS ID     | Class | Title                             | Years            | Container Type | Call #    |
|-------------|-------|-----------------------------------|------------------|----------------|-----------|
| 5.22.437.62 | SR    | B. J. Upchurch (Wake County)      | 1923             | Folder         | Box 6.612 |
| 5.22.437.65 | SR    | C. W. Upchurch (Wake County)      | 1904             | Folder         | Box 6.612 |
| 5.22.437.66 | SR    | Courtney Upchurch (Wake County)   | 1904, 1910, 1921 | Folder         | Box 6.612 |
| 5.22.437.71 | SR    | James W. Upchurch (Wake County)   | 1907, 1910       | Folder         | Box 6.612 |
| 5.22.437.72 | SR    | Jubal Upchurch (Wake County)      | 1907             | Folder         | Box 6.612 |
| 5.22.437.73 | SR    | Nathan Upchurch (Wake County)     | 1901             | Folder         | Box 6.612 |
| 5.22.437.74 | SR    | Paschal B. Upchurch (Wake County) | 1901             | Folder         | Box 6.612 |

Input from Emails, 13 Oct 2012 Hope Blackford to RPU. See her Biofile for details- **Kearney Upchurch** entry enlarged- below

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# DIGEST OF DISALLOWED CLAIMS

No. 4664.—*Claim of Kearney Upchurch, of Raleigh, Wake County, State of North Carolina.*

|                            |          |
|----------------------------|----------|
| 2 matched mules.....       | \$400 00 |
| 2 matched gray horses..... | 300 00   |
| 500 pounds bacon.....      | 100 00   |

|                          |          |
|--------------------------|----------|
| 1 bay horse.....         | \$150 00 |
| 3,600 pounds fodder..... | 36 00    |

|            |        |
|------------|--------|
| Total..... | 986 00 |
|------------|--------|

*Remarks.*—This claimant had four sons in the confederate army; sent them boxes of provisions for their own special benefit. He calls on one witness only, who testifies in the weakest possible manner to claimant's loyalty. The presumption of disloyalty is not overcome by reasonable proof. We reject the claim.

Southern Claims - Barred and Disallowed » North Carolina » Wake County

| Last Name | First Name | Claim Number |
|-----------|------------|--------------|
| Upchurch  | John       | (4665)       |
| Upchurch  | Kearney    | (4664)       |
| Upchurch  | Williford  | (3622)       |

Southern Claims Commission Disallowed Claims Index – North Carolina  
National Archives & Records Administration – P2257

| Surname  | Given Name | County | Status | Year | Page |
|----------|------------|--------|--------|------|------|
| Upchurch | John       | Wake   | Claim  | 1871 | 34   |
| Upchurch | Kearney    | Wake   | Claim  | 1871 | 34   |
| Upchurch | Williford  | Wake   | Claim  | 1871 | 34   |



# LUMPS FOR THE LOYALISTS.

## Report of the Southern Claims Commission.

Names of the Successful and Unsuccessful Claimants and the Amounts Awarded—Old Virginia Gets the Biggest Lump.

The following are the allowances made by the Southern Claims Commission in their report just submitted to Congress:—

### ALABAMA.

Thomas J. Alexander, \$1,335; William A. Austin, \$1,535; David Bentford, \$130; Jackson Eutison, \$250; Lewis Cargile, \$300; Pleasant Cargile, \$345; Pendleton Clardy, \$654; David Edwards, \$790; Solomon Wharton, \$103; John R. Kennamer, \$320; Seaborn F. Kennamer, \$322; Mary S. Hogwood, \$213; Eveline W. Robertson, \$240; John T. Lewis, \$120; Jacob Kennemore, \$320; Alexander Meade, \$76; Emanuel Isom, \$334; Benjamin F. Reed, \$352; Philip Vaughan, \$125; Benjamin V. Sanders, \$235; Reuben Lemly, Jr., \$205; Reuben Lemly, Sr., \$210; William Garland, \$1,013; Thomas H. Holmes, \$918; Thomas J. White, \$437; Merrill Olive, \$141; James W. Steele, \$247; John Groveles, \$570; Thomas W. Jones, \$791; William S. Isom, \$550; William F. Mosely, \$1,500.

### ARKANSAS.

W. B. Coffield, \$265; William Bowlin, \$664; James A. Dibrell, \$1,633; James S. Evans, \$493; Augustine Lawless, \$100; Solomon Winfrey, \$400; Sampson Moore, \$1,271; Mrs. Mariha Waid, \$703.

### FLORIDA.

Ernestine Alberti, \$6,525.

### GEORGIA.

Francis W. Anderson, \$100; Elizabeth Blount, \$1,775; Lewis Bender, \$72; J. N. B. Cobb, \$2,040; James A. Carden, \$100; J. T. Duckett, \$358; David Dellons, \$246; James D. Thompson, \$830; N. P. Harben, \$377; Merritt P. Goodwin, \$689; William L. Goodwin, \$2,087; Hugh McGill, \$185; Benjamin F. Patillo, \$377; Thomas McVahan, \$100; James C. Wrixth, \$43; Richard Waters, \$764; David Waters, \$1,207; Cato Jackson, \$276; Thomas Khan, \$153; John Young, \$251; Zaphnathpaaneah Wallis, \$923; M. C. McKay, \$281; Chelsea McCantey, \$683; T. R. Henderson, \$949; Garrett Terrill, \$1,326; William H. Head, \$61; Moses Glaze, \$2,407; James A. Paxson, \$14; G. M. Easley, \$100; Jacob Weiper, \$193.

### LOUISIANA.

H. B. Tibbitts, \$3,844; Marco N. Radovich, \$9,400.

### MISSISSIPPI.

Madam Eugenia P. Bertinatti, \$11,960; William H. B. Morrow, \$1,350; Julia A. McCaskill, \$123; Mary C. Lane, \$3,350.

### NORTH CAROLINA.

William Peace, \$395; Henry C. Lashlee, \$218; Ira Olive, \$95; Williams W. Andrews, \$1,055; John Q. Adams, \$306; Mrs. Malinda Howle, \$490.

### SOUTH CAROLINA.

Surgeon James Simons, United States Army, \$971.

### TENNESSEE.

Amos W. Brannock, \$85; Hiram Britt, \$639; Peyton Blankinship, \$256; James C. Brown, \$181; Thomas Belew, \$175; Captain William Crutchfield, \$2,384; John K. Clark, \$130; Jacob F. Clark, \$165; Seth H. Chambliss, \$90; Sydney G. Cleveland, \$1,025; Henry Donkers, \$535; C. T. P. Davis, \$959; Nancy P. Davis, \$959; Thomas Frier, \$165; T. W. Allen, \$195; Frank A. Arnold, \$714; Albert Sherman, \$160; Daniel Stamp, \$150; Baxter M. Poor, \$180; James Millinger, \$2,000; Blackmore H. Mayo, \$125; Robert C. Horr, \$165; R. P. McCrary, \$720; Nancy Laughlin, \$427; Jerry Hall, \$27; Elias Webster, \$125; William Ycuff, \$610; Ellen McDonald, \$150; Rev. James M. Pendleton, \$871; Isaac Harlan, \$12; W. G. Hartman, \$130; G. W. Humble, \$320; Jacob Humble, \$29; Edmund Knowles, \$330; John S. Laycock, \$110; William W. Kyle, \$117; John P. Philier, \$125; Elijah Wiggins, \$150; J. R. Robertson, \$437; James Robertson, \$342; John W. Robertson, \$923; H. T. Hawthorn, \$453; Daniel Jones, \$235; W. W. Porter, \$55; Arthur O'Neil, \$250.

Dall, Samuel Q. Dupree, George W. Atkinson, Jonas F. Levy.

### SOUTH CAROLINA.

Philip Epstein, M. W. Venning.

### TENNESSEE.

C. A. Behn, S. H. Brandon, Samuel H. Bennett, Armand Chatters, Robert Campbell, Mary L. Cuthbertson, William Fisher, William T. Austin, George Shetton, Margaret E. Smith, William V. McMahon, Perry McNeal, Paymaster J. George Harris, United States Navy; James Millenger, Myer B. Myers, Albert S. Hall, Benjamin Wyatt, Ephraim Langley, Benjamin F. Locke, John D. Riley, Louis M. Gay, Catharine O'Conner, Robert H. Hall, James A. Henry, G. W. Humble, W. J. Keatum, E. J. Kyle, Robert Keyser, Joseph W. McCall, Ed P. McGill, J. T. Sampson, William Robinson, Elizabeth Toof, Susan Lowry, Ananias Schoober, James B. Bowman, John H. McGaughy, William Sims, L. Y. Bledsoe.

### TEXAS.

Goen W. Plummer.

### VIRGINIA.

Patterson Allen, William Bayne, Massena Beazely, Henry A. Bartley, John R. Bigelow, John C. Brawner, James Bowers, William Bull, Uriah Byrd, J. H. Bowles, Isaac Butler, Benjamin Childrey, Joseph Click, Isaac Coffman, John N. Cronet, Francis E. Dodson, Thomas K. Davis, John Davis, E. T. Davis, Jonas Early, S. P. Fisher, James Frendly, William T. Kauber, Henry Frank, Noah Flory, Joseph Flory, George Rix, Luke F. Johnson, John W. Spiers, Lydia Hoff, Hannah Updyke, George H. Southall, Anna Perry, John Davis, John H. Harrison, Peter Nair, Joseph K. Neswander, Henry Sniteanan, Joseph Wampler, David W. Garber, Joseph F. Kline, John D. Miller, John Wampler, Jonas Wampler, Jacob and John Harshbarger, Abner Shumake, Abram Morrell, Jacob Good, Robert L. Martin, Daniel J. Updike, Benjamin A. Vance, John N. Gatewood, John C. Keaville, William Lowe, Joel Mann, Emily J. Grover, Abram Lavelle, William H. Newman, Louis Von Hoffman, S. D. Fisher, Mason Shipman, Peyton L. Thomas, Thaddeus Higgins, Samuel Zigler, Samuel Garber, Mrs. F. L. Shepard, Jackson Showater, William H. Rowland, Amelia McCray.

#### REJECTED CLAIMS.

The following claims are wholly rejected, on the various grounds of disloyalty, want of proof of loyalty or facts, and want of jurisdiction by the Commissioners over the subject matter of the claims:—

##### ALABAMA.

John Upchurch, William Shelton, John W. Wright, Gentry Smith, Laxon Rush, Joseph Morgan, Andrew J. Huggins, Mrs. Naomi S. Peters, Francis A. Owen, Giles Hudspreth, Uriah Hardiman, J. C. McCluskey, Thomas J. Wales, John M. Flanagan, Jacob Coulson, Henry H. Coulson, William O. Ralls, Caroline McCray.

##### ARKANSAS.

Peter Klaine, Mrs. Anna Ward.

##### GEORGIA.

Henry Freeman, William L. Fambro, John S. Daniels, Wiley J. Davis, Josiah Chambers, William M. Collier, Thomas Clements, Robert N. Collier, A. J. Copeland, William F. Brown, Reuben W. Bialock, Jackson Bush, Mary Boyd, William O. Battle, Augustus H. Arnold, Sarah A. Andrews, Joseph E. Allston, Lewis A. Kugler, Thomas Scarborough, Samuel Miller, William O'Dell, F. H. Nichols, Thomas E. Rose, Anna Willis, Carey H. Smith, Littleton R. Vaughan, Patience Pringle, Annie L. Morris, Ezekiel R. Hamil, Stirling Gibson's estate, Levi Smith, Henry S. Riviere, John W. Henderson, Elijah Lassiter, Martha Stephenson, John Taylor, Anderton W. Starford, William J. Willis, Miles J. Smith, Isaac A. Haynes, James W. Wilkinson, Samuel M. Murphy, William Hardcastle, John Lewis, Chesley Holland, Hastings A. Johnsey, Simon N. Stollings, James M. Mayo, Joshua Keadie, Reuben H. J. Garland, William A. Wright, Richard W. Wooten, Fielding F. Mathews, Robert M. Jackson, John S. Jackson, James M. Middlebrook, Samuel H. Wallace, David Willford, Thomas White, Archibald M. Smith, Malinda Persons, Elizabeth Harding, John Taylor, Wesley F. Smith, Mrs. B. A. Head, Martha W. Holloway, Thomas R. Riviere, John M. Richardson, U. C. Hightower, John H. Gardner, John R. Ralls, Elizabeth A. Porch, Elizabeth Robson, Stephen Foster, Mary Wellmaker,

##### LOUISIANA.

Hannah D. Rine.

##### MISSISSIPPI.

David Dean, J. G. Campbell, Susan Barefield, Patrick Sheehan, John Gardner, James J. Vance, Preston A. Horn, Armistead Burwell.

##### NORTH CAROLINA.

John H. Phifer, Kearney Upchurch, T. B. Smith, R. T. Norris, James H. Rhodes, Daniel Gooch, George A. Holt, Martha Jones, A. M. Nelson, M. P. Stone, James Gower, Anderson Glenn, Willard Upchurch, Ambrose Overbaugh, Arthur J. Hill, David H. Gardner, Thomas Womble, Miss N. O. Stewart, James M. Bell, William H. Bennett, T. T.

The attached input re: the Kearney Upchurch Plantation provided to RPU by Diane Clay Watts in a letter dated 23 Oct 2014.

## Emily Perry Upchurch

[Memorial](#)[Photos](#)[Flowers](#)[Share](#)[Edit](#)

[Learn about sponsoring this memorial...](#)

**Birth:** Jun. 1, 1813  
North Carolina, USA

**Death:** Dec. 8, 1872  
North Carolina, USA


**Family links:**  
**Spouse:**  
Kearney Upchurch (1808 - 1882)

**Children:**  
James Wesley Upchurch (1839 - 1913)\*  
Allen Perry Upchurch (1853 - 1937)\*


\*[Calculated relationship](#)

**Burial:**  
[Kearney Upchurch Family Cemetery](#)  
Wake Crossroads  
Wake County  
North Carolina, USA


Created by: [Preston Wright](#)  
Record added: Jun 24, 2010  
Find A Grave Memorial# 54082504



Added by: [GA Firefighter](#)



Added by: [GA Firefighter](#)



Added by: [Ruth-Ellen Burack Flanagan](#)



# Kearney Upchurch

[Memorial](#)[Photos](#)[Flowers](#)[Share](#)[Edit](#)

[Learn about upgrading this memorial...](#)

Birth: Feb. 8, 1808  
Franklin County  
North Carolina, USA  
Death: Jul. 8, 1882, USA

## Family links:

Spouse:  
[Emily Perry Upchurch \(1813 - 1872\)\\*](#)

Children:  
[James Wesley Upchurch \(1839 - 1913\)\\*](#)  
[Allen Perry Upchurch \(1853 - 1937\)\\*](#)

[\\*Calculated relationship](#)

Burial:  
[Kearney Upchurch Family Cemetery](#)  
Wake Crossroads  
Wake County  
North Carolina, USA

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Added by: [GA Firefighter](#)



Added by: [Ruth-Ellen Burack Flanagan](#)



Added by: [Ruth-Ellen Burack Flanagan](#)



## The Upchurch Plantation -- today and yesterday

June 9, 2010

7:15 AM MST



Photo 3 of 5

Wake Forest resident John Perry is one of many descendants of plantation owner Kearney Upchurch. Perry is all for preserving the cabin -- in fact, he helped city officials uncover its history. Perry has read the slave narrative detailing harsh treatment of the slaves by his ancestors. "I cant say Im ashamed about it," he said. "Thats just the way it was back then, he said.

# The Upchurch Plantation -- today and yesterday

June 9, 2010  
7:15 AM MST



Photo 2 of 5

Upchurch's plantation house still stands on Forestville Road in Northeast Wake County. Though the two-story, Greek Revival house (built around 1845) was luxurious for its time, it is not as grand as many plantation mansions.

# The Upchurch Plantation -- today and yesterday

June 9, 2010

7:15 AM MST



Photo 1 of 5

William Ivan Upchurch, a descendant of plantation owner Kearney Upchurch, his wife Hallie Sorrell Hutspeth Upchurch and their children (left to right) Truby, Erma, Teeter, Bill, Carey, and Sam. They are standing in front of a family-owned cotton gin and saw mill that once stood on the property.



1884  
Feby 4th

and settlement  
Final return of J. W. & A. P. Upchurch Executors  
of Kearney Upchurch dec'd.

Dr

|                                            |   |          |
|--------------------------------------------|---|----------|
| To sale of 40 acres of land as directed in | } | 200.00   |
| the will of said deceased                  |   |          |
| Interest on same to Oct 10th '84           |   | 8.40     |
| Total receipts                             |   | \$208.40 |

Cr

|                                    |        |        |
|------------------------------------|--------|--------|
| Paid Ewing Visiter for advertising | \$3.00 |        |
| " Pace & Holding attys fees        | 10.00  | 13.00  |
| Bal. in hands of Exrs              |        | 195.40 |

J. A. P. Upchurch  
J. W. Upchurch } Executors

I, Chas D. Upchurch, Clerk of the Superior Court of  
Wake County do hereby certify that I have  
examined the foregoing settlement of J. W. and  
A. P. Upchurch, Executors of Kearney Upchurch  
and find that they have received since  
their former return and partial settle-  
ment the sum of \_\_\_\_\_ 208.40

|                                                |          |
|------------------------------------------------|----------|
| and have disbursed                             | 13.00    |
| allowing Exrs 5% on receipts and disbursements | 11.07    |
| " Clerk for auditing                           | 1.10     |
| affidavit and recording                        | 2.00     |
| Leaving balance in hands of Exrs for Legatee = | \$181.23 |



Two Wake Co. deeds for land tracing back to Kearney Upchurch of the Richard Upchurch, III/James Upchurch, VII Sub-clan- St. Matthews TWP, Wake Co, NC- To RPU from Roger Montague via email 28 Jan 2016- archived n Allied Families Dropbox- extract RPU 28 Jan 2016

Jane E. Upchurch [nee Jane Ellen Pace] w/o James W. Upchurch s/o Kearney Upchurch  
Two tracts to W. I. Upchurch [William Kearney Ivan Upchurch] s/o J. W. Upchurch; gs/o Kearney Upchurch

1 mile north of Pett's Crossorads

Adjoins: L. C. Pool (Two of Kearney's children married Pool(e)s & A P. Upchurch [Allen Perry Upchurch], s/o Kearney Upchurch & two Keith brothers.

Tract #1

Originally from Henry V. Pace to Irvin Pool (Probably Irwin Pool who married Attealia B. Upchurch d/o Kearney  
82 acres

Tract #2

Lies to the south of #1- adjoining

History: Location

Mrs. J. E. Upchurch originally cornered with Tract #2 [who was J. E. Upchurch??- RPU] to Jane E. Upchurch Line [Jane Ellen Pace]

To Joseph Kelly Line

To James A. Temple Line

To A. V. Upchurch Line [A. V. Upchurch = ?? – RPU]

90 acres

History:

Kerney (sic) Upchurch [Kearney Upchurch] to J. W. Upchurch via will

James W. Upchurch – s/o Kearney Upchurch

Then J. W. Upchurch to Jane E. Upchurch [Jane Ellen Pace]

By deed 2 Dec 1882 Bk 78 Pg. 25

Proven 18 Sep 1919

Filed 18 Sep 1919 Bk 346 Pg. 187

Registered 21 Sep 1919 Wake Co, NC

Also was enclosed was a third unreadable deed:

D. J. Robertson & wife Hattie may Robertson

to William Kearney Ivan Upchurch & Hallie

[Hallie Sorrell Hutspeth]  
Filed 31 Jan 1916 Wake Co, NC  
Registered 2 Feb 1916 Bk 298 Pg. 562