

Malinda Jane Phelps**XID – 2172**

Commentary: Malinda Jane Phelps was the second wife of Richard Dillard Upchurch, the son of Whitney and grandson of Moses, head of Upchurch clan 1.

Acknowledgements: This biofile was transcribed by Carla J. Michaels of Cary NC. She is both a marvelous contributor to UAFA and a member of the UAFA board. She is also a noted local historian in the Cary area.

(no number) Excerpt from Index of book “The Goodwin Family of Central NC” by Thomas Jerry Goodwin, Sr – 2009; RPU 24 Nov 2012

Note: Individuals listed as members of the ----- Family – [Wake/Chatham Counties]

Phelps

Melinda Jane 102, 184

(1) On 14 Sep 1997 RPU examined a book entitled Missouri Marriages to 1850 located in the Lake St Louis Branch of the St Charles Co, MO Library. There were only two marriages listed as follows:

- Richard D Upchurch 1 May 1845 (Schuyler Co, MO) to Martha A Maxey
- Richard D Upchurch 16 Apr 1848 (Scotland Co, MO) to **Malinda Jane Phelps**



[Note: It is reasonable to presume that the 1845 marriage produced a son Henry Upchurch born 1846 who is the Henry Upchurch age 14 shown on the 1860 Census in Sullivan Co, MO presumably in the home of his grandfather John Maxey. This Henry Upchurch born 1846 and Henry S Upchurch born 1842 have been assumed to be one and the same. However, if Henry S Upchurch was in fact born in 1842 the two Henry's are different people.]

(2) Jane Phelps (1826 – 1850) married in 1848 Richard Dillard Upchurch (1820 – 1906) Richard Dillard Upchurch was the grandson of Moses Upchurch (1755 – 1855). (16) – Moses Upchurch/Whitney Upchurch Sub-clan


(3) Census Records re: MJP. She is age 23 on 1850 Census Schuyler Co, MO or wife of RDU, Sr and on 1860 Census Napa Co, CA age 34 as wife of RDU. Sr. She is not on the 1870 CA Census (RDU, Sr had wife #3 by that time) and thus is presumed to have died 1860 – 1870 (not died 1857).

(4) RPU Download from Ancestry.com – 11 Dec 2009

Burdick - Bangs Family Tree View Family Tree Owner: kabh40

 <p>Richard Dillard Upchurch B: 1820 Roger, North Carolina, USA D: 1906 Redlands, San Bernardino, California, USA</p>	 <p>Malinda Jane Phelps B: 1826 Missouri, USA D: 1857 California, USA</p>
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Children

Name	Birth	Death
 <p>Kattie k H Upchurch Daughter</p>	<p>31 Aug 1853 Nevada City, Merced, California, USA</p>	<p>2 Jul 1944 Los Angeles, California</p>

Handwritten note: EVS DEED 1861 - RPH

(no number) Records for Richard Dillard Upchurch, Sr. Family – from Verna Deane Upchurch
 19 Dec 2009 – Excerpt A

1850 Census – Missouri, Schuyler Co, District 91

Name	#3	born about	Age
Richard Upchurch		1817	33
Malinda J Upchurch		1827	23
Wm. H Upchurch		1849	1
James E Upchurch		1850	0

1860 Census – California, Yount, Napa Co – Sebastopol Post Office

Name	#1	born about	Age	
Richard B Upchurch		1822	38	
Malinda J Upchurch		1826	34	
William H Upchurch		1849	11	Missouri
Eliza A Upchurch		1851	9	Missouri
Citura* H Upchurch		1854	6	California *Kittie
Susan E Upchurch		1857	3	California

1870 Census – California, San Luis Obispo, San Luis Obispo Co, #5

Name	born about	Age	
Richard B Upchurch	1820	50	
Mary Upchurch	1831	39	born MI
Wm H Upchurch	1850	20	
Elizart Upchurch	1852	18	
Kattie H Upchurch	1854	16	
Frank Upchurch	1857	13	
Susan Upchurch	1857	13	

Nora Upchruch	1864	6	
Dillard Upchurch	1865	5	
Emma J Upchruch	1866	4	
Robert L Upchruch	1869	1	
Alfred T Love	1859	11	Mary's son previous marriage
William Smith	1852	18	farm hand

1880 Census –San Luis Obispo, San Luis Obispo Co, Arroyo Grande #6

Name	born about	Age
Dillard Upchurch	1820	60
Susan Upchurch	1857	23
Nora Upchurch	1864	16
Emma Upchurch	1867	13
Robert Upchurch	1866	14
Illa Upchurch	1869	11
Louisa Upchurch	1871	9
Dillard Upchurch	1874	6

1850 Census – Missouri, Monroe Co, District 59

Name	#4	born about	Age
John Marsey		1793	57
Judith Marsey		1793	57
Elizabeth Marsey		1829	21
William Marsey		1831	19
Boaz Marsey		1834	16
Catharine Marsey		1836	14
Delinda H Marsey		1838	12
Henry S Upchenk		1846	4

For Marsey, read Maxey – RPU

John Marsey	57 M	1793	1846	1846	1846
Judith Marsey	57 F			Virginia	✓
Elizabeth Marsey	21 F			Virginia	✓
William Marsey	19 M	1831		Virginia	✓
Boaz Marsey	16 M	1834		Virginia	
Catharine Marsey	14 F			Missouri	
Delinda H Marsey	12 F			Missouri	
Henry S Upchenk	4 M			Missouri	

I. Moses Upchurch – Head of Clan

A. Whitney Upchurch

1. Richard Dillard Upchurch, Sr.

Married (1st) Martha A. MasseyMarried (2nd) **Malinda Jane Phelps**Married (3rd) Mary Mangus

a. Henry S Upchurch

g. Susan E Upchurch

b. William Henry Upchurch

h. Nora Upchurch

c. James E Upchurch

i. Richard Dillard Upchurch, Jr.

d. Eliza A Upchurch

j. Emma J. Upchurch

e. Kittie Upchurch

k. Robert L Upchurch

f. Frank Upchurch

l. Ella Upchurch

?f. Louisa O Upchurch

1860 census – Missouri, Sullivan Co #11 Scottsville Post Office

Name	born about	Age	
John Maxey	1791	69	
Judith Maxey	1797	63	
Rebecca C Maxey	1837	23	
Malinda H Maxey	1838	22	
Henry Upchurch	1846	14	died 26 Dec 1864

Regarding Martha A. Maxey – I found a birth date of 1825 in Virginia from another family tree. That seems pretty close. The next sibling showing on the 1850 census is Elizabeth & she was born about 1829 in Virginia. (see #4) I would assume that Martha died when Henry was born in 1846 or shortly thereafter.

Richard married **Malinda Jane Phelps** in 1848 when they were still in Missouri, so I would think that Martha A. Maxey Upchurch is buried in Missouri.

We find Richard & **Malinda** living in Yount, Napa County, California in the 1860 census (see #1). He married Mary Mangus in Napa County 15 June 1862. So I would think that **Malinda** died living in Napa County between June 19, 1860 (date on 1860 census is 19 June 1860) and June of 1862.

Richard & Mary lived in San Luis Obispo in 1870 (see #5). In the 1860 census (#6), the family is living in the Arroyo Grande area in San Luis Obispo County & Richard is a widower again.

When I contacted the cemetery in San Luis Obispo, I found a grave for a “female” Upchurch, died from suicide, 29 Jan 1878 in San Luis Obispo. The daughter, Susan (d. 1914) is also buried in the same area that was pointed out to me. There are no stones for either.

Richard did have a 3rd wife but Frank and Susan both born 1857 are **Malinda**’s children (2nd wife). Frank not on 1860 census (see #1) which is weird because he is in the 1870 census. (See #5)