

**Ambrose Amos Upchurch****XID – 545**

**Commentary:** Ambrose married Harriet Carpenter, who was the daughter of John and Elizabeth Upchurch Carpenter.

Acknowledgements: This Biofile was transcribed by UAFA Director of Biofile Transcription, Carla J. Michaels!

**(1)** Ambrose Upchurch married Harriet Pearce 7 Jan 1841 per Raleigh Register Newspaper 19 Jan 1841 (1) (NC Genealogical Society Journal Vol 27 No 3 Aug 2001 Page 285) [married by Alfred Lancaster]

**(2)** Attachment #16 West letter 18 May 1975 – shows as in (1) but indicates Franklin Co.

**(3)** Attachment #28 West letter 18 May 1975 – Marriage Bonds – Franklin Co, NC  
**“Ambrose Upchurch** married Harriett Pearce 1 Jan 1840 – Bondsman and witness = Kisar Alford, S Patterson.”

**(4)** Info for Ambes Upchurch transferred to here since Ambes is obvious misspelling of **Ambrose**. “Ambes Upchurch married Harriett Pearce. As was son of Berkley Upchurch, whom see. Ambes had 4 sons, one killed in Civil War. Per attachment #10 West letter 8 May 1975.

**(5)** Per attachment #29 West letter 18 May 1975 – Marriage Bonds – Franklin Co, NC  
 A. “Auma Upchurch married William Privett 25 Nov 1837 – Bondsman & witness **Ambrose** Upchurch and S Patterson.”  
 B. “Agnes A Upchurch (daughter of **Ambrose** & Harriett Upchurch) married Fenner Denton 23 Mar 1868 – Thos C Horton, CCC.”  
 C. “Martha M Upchurch married Kisar Alford 1 Jan 1841 – Bondsman & witness = **Ambrose Upchurch**”, S Patterson

**(6)** Per attachment #25 West letter 18 May 1975 – Upchurch Deed Grantors – Franklin Co, NC

A. 1855	Ambrose Upchurch to Littleberry Johnson	Book 31 Page 517
A. 1866	Ambrose Upchurch & wife to Partition for Partition	Book 33 Page 127
C. 1867	Ambrose Upchurch to W S Harris	Book 33 Page 344
D. 1870	Ambrose Upchurch to Wm Privett	Book 35 Page 402
E. 1871	Ambrose Upchurch & wife to C B Upchurch	Book 36 Page 138
F. 1874	Ambrose Upchurch & wife to Augustus Saunders	Book 40 Page 147
	Mortgage Deed	

**(7)** Ben Upchurch married Nancy Ledbetter. They had a daughter Frankie (Frances) Upchurch who married John Pearce, born 10 Nov 1787. John Was son of Phillip and Nancy (Bunn) Pearce.

Frankie and John had 9 children one of whom was Harriet Pearce who lived to be 78. She married Amos Upchurch (33, Page 21) [Note: I suspect Amos = Ambrose in this case – RPU]

**(8)** Letter 3 Jul 77 Edythe Tippet to RPU shows Harriet Pearce married 1 Jan 1840 Ambrose and that they had daughter E Jane Upchurch (1851 – 1919) who married B Moses Alford (1848 – 1915).

**(9)** See Deed File for 5 mar 1870 Franklin Co, NC Book 35 Page 402

Ambrose Upchurch, Martha Alford & Ursula Upchurch for affection only deed 25 5/7 acres land to William Privett.

[Note: because of this Edythe Tippet in letter 23 Aug 71 to RPU suggests Ambrose, Martha and Ursula are children of Berkley Upchurch – RPU]

**(10)** See Deed file – Franklin Co NC Deed Book 28 Page 37

On 6 Apr 1839 William Pace sold to Berkley Upchurch a large amount personal goods for \$100 – Witnesses Ambrose Upchurch and Simon Williams, jurat.

**(11)** See Page 6 of 13 Apr 1978 letter Edythe Tippet to RPU

A. Ambrose Upchurch, son of Burkley Upchurch, was born circa 1818, died 2 Jul 184, and married 1 Jan 1840 Harriett Pearce and buried – all in Franklin Co, NC.

B. Page 2 Mr C E Pearce Sr is the great grandson of Leacy Upchurch (daughter of Berkeley Upchurch) and Benjamin Pearce. he says Leacy and Ambrose had sister Ursula.

C. Page 2 “I think I can be very comfortable with the above or proof that Berkley Upchurch was father of my Ambrose Upchurch what with deed from Ambrose, Martha M Alford and Ursula Upchurch to William Privette and other documents linking Ambrose to Berkeley.”

**(12)** See Page 7 of 4 Jun 1978 letter Edythe M Tippet to RPU

Blake Baker and Frances Upchurch marriage bond Wake Co, NC = 16 Nov 1829. Blake Baker was a neighbor of Benjamin Pearce and Ambrose Upchurch. He was involved in a land dispute with Benjamin father John.

**(13)** See 10 Feb 1979 letter West to RPU Page 4 – A Upchurch bought land from John Pearce in 1855 (Book 31 Page 440) West suggests A = Abel or Ambrose.

**(14)** See 1850 Census Franklin Co, NC

In home of Ambrose Upchurch age 30 Farmer \$400 RE, born in NC are:

Harriet Upchurch	age 30	f	
Franky Upchurch	age 8	f	[Frances A Upchurch XID – 2909]
John Upchurch	age 6	m	[John Upchurch XID – 654]
Aggy Upchurch	age 4	f	[Agnes Ann Upchurch XID – 593]
Calvin Upchurch	age 2	m	[Calvin Bryant Upchurch XID – 593]
Mary Upchurch	age 8/12		[Mary Upchurch XID – 2913]

**(15)** See 1870 Census Co, NC extracted by RPU

Ambros Upchurch	age 52 m	Farmer, \$1000 RE, \$300 PP [ <b>Ambrose A Upchurch</b> ]
Harriet Upchurch	age 52 f	keep house [Harriet Pearce]
Jane Upchurch	age 18 f	no occupation
William Upchurch	age 16 m	farm labor
Martha Upchurch	age 12 f	no occupation
Penina Upchurch	age 10 f	no occupation
James Upchurch	age 3 m	

1880

Ambrose Upchurch	age 62 m	farmer [ <b>Ambrose A Upchurch</b> ]
Harriet Upchurch	age 62 f	wife, keep house
James Upchurch	age 13 m	son, farm labor

**(16)** See notes of RPU 3 Sep 1977 visit to Claude E Pearce Sr  
CEP took me to see the **Ambrose Upchurch** graveyard on Old Highway 64 just west of Pilot in Franklin Co, NC. The house just across the road and 100 yards east was the Ambrose Upchurch homeplace. Claude knew some of the children of **Ambrose Upchurch**. Some of them moved to Raleigh. Ambrose Upchurch married Harriett Pearce, a sister of Claude's great grandfather (Benjamin Pearce).

**(17)** See letter Edythe Lee Medlin to RPU – see Photo File 82-6

A. Provides photo of **Ambrose Upchurch** – see Photo File 82-6

B. The fact that **Ambrose Upchurch** seems to have had 2 sons named James is confusing.

Abstracts of Census by 2 people agree there are 2 sons. Perhaps 1<sup>st</sup> James died young and they named a second one James – who married Rosa Bunn.

**(18)** See Upchurch Marriages, NC

**Ambrose Upchurch** married 1 Jan 1840 [Bond] (Franklin Co, NC) Harriet Pearce. Witness Kisar Alford, S Patterson.

**(19)** Copy to Clyna Jayne Pruitt 11 Aug 1984

**(20)** Burkley Upchurch bought personal estate, witnessed by **Ambrose Upchurch** 6 Apr 1839 Franklin Co, NC Deed Book 28 Page 37 (41, Page 232)

**(21)** Note: As of 11 Oct 1987 conclude that Ambrose Upchurch (XID – 2815) did not have a son named Ambrose Upchurch. Previously RPU had shown that an Ambrose A Upchurch (XID – 4811) was a son of XID – 2815 of the John Upchurch IV/ Ambrose Upchurch Sub-clan. Will

now vacate XID – 4811 and show the entries 1 – 5 listed under XID – 4811 as a part of XID – 545. The entries 1 – 5 are reproduced below as (22) – (26).

**(22)** Marriages in Granville Co, NC [I think this may be Franklin Co, NC – RPU]  
**Ambrose A Upchurch** married 19 Jan 1841 Harriet Pearce (29, Page 44)

**(23)** **Ambrose A Upchurch** born circa 1820 married 19 Jan 1841 Harriet Pearce. Obituary Wake Co, NC. Harriet, wife of A A Upchurch, Esq died 1 May 1867 Burial Peach Tree Grove (29, Page 44).

**(24)** There is satisfactory proof that **Ambrose A Upchurch** and Elizabeth Upchurch were children of Ambrose Upchurch. The use of the names of the parents, the marriages were recorded in Granville Co, NC, the statement of J J Upchurch that there were two girls and two boys in the family and the ages on the Granville Census are about the ages the two children would have been (29, Page 46) [WRONG!! **Ambrose A Upchurch** was the son of Burkley Upchurch – RPU]

**(25)** Obituary in Biblical Recorder – Raleigh, NC  
 Mrs Harriet Upchurch, wife of A A Upchurch, Esquire. Peach Tree Grove 1 May 1867 [A A Upchurch = **Ambrose A Upchurch**]

**(26)** Copy of 22 – 25 above to Clyna Jane Pruitt 11 Aug 1984

**(27)** See letter 1 Apr 1989 Virginia Diann Kenney to RPU  
 Ambrose Upchurch [**Ambrose A Upchurch**] married 7 Jan 1841 (Franklin Co, NC) Harriet Pearce.

**(28)** Franklin Co, NC – Marriages  
 Fenner Denton to Agnes A Upchurch  
 Bond: 23 Mar 1868 [married 26 Mar 1868]  
 Bondsman/ Witnesses: F P Pierce, JP  
    Thomas C Horton  
 Fenner = son of Redin Richards Denton and wife Nancy.  
 Agnes = daughter of A Upchurch [**Ambrose A Upchurch**] and wife Harriet

**(29)** See letter 10 Sep 1991 Wilma Dell Phillips to RPU  
 For A A Upchurch Wilma uses three spelling versions:  
 Ambrose  
 Ah'mus  
 Amos

**(30)** – missing – CJM 16 Oct 2020

**(31)** See letter 18 Jan 1994 Cramer Lee Smith to RPU

In 1863 the heirs of the late John Pearce petitioned to have his 1125 acres in Franklin Co, NC divided among 9 children. In 1866 the commissioner awarded 187 acres to his daughter Harriet (Pearce) Upchurch and his son in law **Ambrose Upchurch**.

**(32)** Page 11 & 12 letter 4 Jun 1978 Edythe M Tippet to RPU

**Ambrose Upchurch** and wife Harriet Pearce married Jan 1, 1840

Their children:

1. John Upchurch, born circa 1844

married Candace Stallings. They had 1 child, Ardella Virginia who married William Eaton Gay. John died in the Civil War.

2. Frances Upchurch born circa 1842

married (1) Joseph T Stallings ug 3, 1861. They had 1 child, William Jasper Stallings.

Married (2) Simon Williams.

3. Agnes Ann Upchurch born circa 1846

married (1) Fenner Denton. They had 3 children: Pettigrew Denton, Charles Denton and Rosie Denton.

married (2) Levin B Phillips, 2 children – Ivan and Kearney Phillips.

Agnes Ann was Ivan & Kearney's stepmother.

4. Calvin Upchurch born circa 1848

married --- --- Privette

5. Mary Upchurch born circa 1849

6. James XID – 647 Upchurch born circa 1852

A point of confusion, this James may have died.

7. Fannie Upchurch born circa 185- died Aug 29, 1921

married Atlas Brantley born 1848 died May 2, 1920

Their children were Ambrose Brantley, Lawrence Brantley, Ulyses Brantley, Sissie Brantley and “No-lie” Brantley.

8. Eliza Jane Upchurch born 1851 died Nov 29, 1919

married Burkley Moses Alford born Jan 10, 1849

9. William Gaston Upchurch born circa 1856

married (1) Alice Green

They had 1 child, (Martha) Mattie Artelia Upchurch who married William Miley Bunn

married (2) Anses Green. Anses was the sister of Alice Green.

10. Martha Upchurch born circa 1858  
married "Fed" Carter

11. Penina Upchurch born circa 1860  
married Nathaniel Green – Nathaniel brother to Alice and Anses Green

12. James C Upchurch  
married "Chick" Bunn. "Chick's" name was Rosa.  
Census shows 2 sons named James according to ages. An error?

**(33)** Upchurches listed in "The 1902 – 1908 Voter Registration Lists; Franklin Co, NC"

Item No.	Page	Registrant Name	Age	Ancestor Name	District/ Year	Clan/ Sub-clan
1	1	J. T. Alford [John T Alford]	52 b 1850	Brinkley Upchurch [Burkely U.]	Dunn 1902	Richard, III/ Burkely
2	2	R. H. Green [Roger Hopkins G.]	21	Ambrose Upchurch <u>[Ambrose A. U.]</u>	Dunn 1902	Richard III/ Burkely
3	2	J. S. Johnson [John S Johnson]	35	B. Upchurch [Littleberry U.]	Dunn 1902	Jubal/ Littleberry
4	2	W. L. Johnson	48 b 1854	L. B. Upchurch [Littleberry U.]	Dunn 1902	Jubal/ Littleberry
5	4	J. B. Privett [James Berry P.]	50 b 1852	Burkley Upchurch [Burkely U.]	Dunn 1902	Richard, III/ Burkely
6	5	James Upchurch	38 b 1864	Juble Upchurch [Jubal U.]	Dunn 1902	Jubal/ ?
7	5	J. W. Upchurch [James W. U.]	35 b 1867	Burkley Upchurch [Burkely U.]	Dunn 1902	Richard, III/ Burkely
8	25	P. A. Upchurch [Peyton A. U.]	40 b 1862	J. C. Upchurch [James Calvin U.]	Sandy Creek 1902	
9	28	William D. Upchurch	42 B 1860	William A. Upchurch	Gold Mine 1902	

10	28	R. J. Upchurch [Robert J. U.] RJU son of Calvin U.	26	Calvin Upchurch b 1876 [James Calvin U.]	Gold Mine 1902	
11	28	J. A. Upchurch [James A. U.] JAU son of Calvin U.	32	Calvin Upchurch b 1870 [James Calvin U.]	Gold Mine 1902	
12	35	Simon M. Upchurch [Sion M. U.]	68	---- b 1834	Cypress Creek/1902	Richard, III/ Sion
13	35	Henry H. Upchurch	28	Moses Upchurch b 1874 [William Moses U.]	Cypress Creek/1902	
14	57	W. J. Upchurch	22	--- b 1876	Dunn 1908	
15	57	S. G. Denton	31	Ambrose Upchurch b 1877 [Ambrose A. U.]	Dunn 1908	Richard, III/ Burkely
16	57	J. C. Denton [James Charles U.]	33	Ambrose Upchurch 1875 [Ambrose A. U.]	Dunn 1808	Richard, III/ Burkely

**(34)** From letter 19 Apr 1992 Darnell Dorothea Phillips to RPU

“My great grandfather Upchurch [**Ambrose A Upchurch**] was a man who had a speech impediment. Once he told grandfather N D Green – “If you can’t, can’t say anything good, good don’t say anything”. Also, once the Baptist Church at Poplar Springs in Franklin Co, NC was having a Saturday business meeting and Upchurch [**AAU**] had broken a rule of the church. he stood up before the group and said “I’m sorry, sorry and I’ve always, always been sorry!” My mother [Ella Elizabeth Green – granddaughter of **AAU**] told me about her grandparents [M/M **AAU**] she loved to visit them, eat and spend the night with them. A former slave cooked for them. The Upchurches had a large vegetable and lower garden at the back of their home. I have an evergreen shrub that came from a cutting at their home.”

**(35)** See entry 15 Nov 1992 – biofile of Ralph W Crews

His great grandfather was **AAU** for whom he was the middle name Amos. There is no indication of the source of this detail.

**(36)** See biofile of Tom V Poole – entry 15 Nov 1992

TVP born 1919 is son of Bessie Jane Green, grandson of Elsa Penina --- Upchurch and great grandson of Ambrose Amos Upchurch.

Ambrose Amos Upchurch inherited 120 acres from Burkely Upchurch and got 520 acres from his father in law John Pearce. Ambrose willed their land to two of his sons "Bill" [William Gaston Upchurch] and James Upchurch [James W Upchurch] and they managed it (farmed?) for a couple of years knowing there was a mortgage but then learned there was actually a 2<sup>nd</sup> mortgage They lost the property.

**Ambrose Amos Upchurch** did have two sons named James Upchurch. The first-born James [born 1852, XID – 647] died at age 19. The second born James [born 1867; XID – 2914] lived to have a family.

**Ambrose Amos Upchurch** married Harriet Pearce who was the daughter of John Pearce. John Pearce was extremely wealthy and owned 40,000 acres of land and many slaves. He had 6 girls and settled 500 – 600 acres of land on each plus a house and outbuildings and 8 slaves. He had 4 boys and settled about 2,000 acres on each. John Pearce had a large black carriage with servants fore and aft. He and his wife were poisoned by slaves who cooked their food in 1863 at the time Lincoln free the slaves. His grave is in the Moccasin Creek area.

Ambrose Amos Upchurch died Feb 1894, not Jul 1894. He had a fight with his wife and at age 50 went into service in the Civil War.

Ambrose Amos Upchurch named all of his daughters "Ann" hence.

**(37)** See biofile of Thomas Vincent Poole – entry 6 Dec 1992

**AAU** had only twelve children.

**AAU** was great on hospitality. If someone dropped by he would stop all his work and visit with them and provide food. He was a prominent member of the Baptist Church at Pilot, NC but some members preferred that he not pray as he prayed too long. The church land was given by the Stallings family.

The land near the Upchurch Cemetery at Pilot, NC was land that came from John Pearce, father in law of **AAU**.

**(38)** See Pearce Family – compiled 1967

I. Nathan Pearce married Nancy Wester

A. Philip Pearce born 24 Jul 1753 married Nancy Bunn

1. John Pearce born 10 Nov 1787

married Frankie Upchurch died at age 80 – was the daughter of Benjamin Upchurch and Nancy Ledbetter (lived to age 85) Benjamin Upchurch had sisters Frankie Upchurch, Betty Upchurch and Nancy Upchurch. Frankie's brothers Jubble Upchurch lived to be 80.

a. Benjamin Pearce [lived to 88] – 11 children

married 1<sup>st</sup> Leesie Upchurch

married 2<sup>nd</sup> Linda Denton died age 47

Linda Denton was daughter of Berk Perry and granddaughter of Bennett Perry, and of Nancy Denton died age 45, daughter of Drew Denton



married 3<sup>rd</sup> Betty Fason

b. Jack Pearce married Jane Alford

i. Bryant Pearce – went to AL

(I) J J Pearce

(II) J A Pearce

(III) M E Pearce

(IV) Susan Pearce

c. Cal Pearce lived to be 85 married Ruthy Baker

d. Clear Pearce [Clara Pearce] married William Osburn Gay

e. Sidney Pearce lived to be 70, married Pam Mitchell

f. Prissy Pearce lived to be 73, married Baldy Alford

g. Harriet Pearce lived to be 70, married Amos Upchurch [**Ambrose Amos Upchurch**]

h. Jane Pearce lived to be 75 married Clem Alford

i. Fan Pearce lived to be 70 married Joe Pulley

**(39)** Census Records for Ambrose Amos Upchurch – RPU – 29 Aug 2008

Census – 1850 – Dunn’s Township, Franklin Co, NC			
Name	born about	age	
Aggy Upchurch	1846	4	
Ambrose Upchurch	1820	30	
Calvin Upchurch	1848	2	
Franke Upchurch	1842	8	boy
Harriet Upchurch	1820	30	
John Upchurch	1844	6	
Mary Upchurch	1849	0	8/12

Census – 1860 – Dunn’s Township, Baker’s X Roads PO, Franklin Co, NC			
Name	born about	age	
Ambrose Upchurch	1818	42	farmer, \$1800/ 857
Harriet Upchurch	1818	42	
Frances Upchurch	1842	18	
John Upchurch	1844	16	
Agnis Upchurch	1846	14	
Calvin Upchurch	1848	12	
**Fannie Upchurch	1850	10	
**James Upchurch*	1852	8	
William Upchurch	1856	4	
Infant Upchurch	1859	1	
Clarkie Sanderford	1804	56	

Census – 1870 – Dunn’s Township, Franklin Co, NC			
Name	born about	age	

Ambus Upchurch	1818	52	farmer, \$1000/ 300
Harriet Upchurch	1818	52	
*Frances Upchurch	1852	18	
*Jane Upchurch	1854	16	
William Upchurch	1856	14	
Martha Upchurch	1858	12	
Penina Upchurch	1860	10	
James Upchurch	1867	3	

\*This child not named James Upchurch (see \*\* below). There was a later child born 1867 names James W Upchurch. – RPU 29 Aug 2008

\*\* The listing of Fannie and James in 1860 and of Frances and Jane in 1870 has led to some confusion. Here is my analysis as of 29 Aug 2008 – RPU

- Fannie Upchurch shown as born about 1850 is the same as Frances Upchurch shown as born about 1852 in 1870. I carry her as Fannie Ann Upchurch born 1851 taking note that she had a sister Frances Ann Upchurch born about 1842.
- James Upchurch born 1853 per 1860 Census is same as Jane\* shown born 1852 per 1870 Census = actually Elizabeth Jane Ann Upchurch born Jan 1852.

Census – 1880 – Dunn’s Township, Franklin Co, NC			
Name	born about	age	
Ambroes Upchurch	1818	62	head
Harriet Upchurch	1818	52	wife
James Upchurch	1867	13	son
Aggie A Denton	1854	26	daughter
Rovey [v = x] J Denton	1873	7	granddaughter
James C Denton	1875	5	grandson
Alison O Denton	1877	3	grandson

## I. Richard Upchurch, III – Head of Clan

### A. Burkely Upchurch

#### 1. Ambrose Amos Upchurch

married ( ) Harriet Pearce

- Frances Ann Upchurch born about 1842
  - John W Upchurch born about 1844
  - Agnes Ann Upchurch born about 1846
- married Fenner Denton
- Roxie J Denton
  - James Charles Denton
  - Allison Pettigrew Denton
- Calvin Bryant Upchurch born about 1848
  - Mary Ann Upchurch born about 1849
  - Fannie Ann Upchurch born 1851
  - Elizabeth Jane Ann Upchurch born Jan 1852

- h. [RPU note: no child listed between the birth of Jane in 1852 and William in 1856. Thus presume it likely a child was born about 1854 and died at birth or as an infant before the 1860 census]
- i. William Gaston Upchurch born about 1856
- j. Martha Ann Upchurch born about 1858
- k. Elsa Ann Penina Upchurch born 1 Sep 1859
- l. James W Upchurch born about 1867 (child #12)

**(40)** Book: Strickland Records and Family Groups Carla Tate 2007 Wake Co, NC Records –  
Page 26 – 397 – Items of interest to RPU

Re: Estate of Bertis Terrell Strickland (Page 266. He died 1896)

Page 157 – 1851 Tax Roll – 1386 Acres – B T Strickland

Page 159 – 9 Feb 1851 BTS purchases Bunn Mill from James D Newson

Page 268 – Clara A Strickland wife of BTS writes her will 14 Apr 1880 (probated 1897).  
She leaves 1/2 of her estate in trust for husband but he predeceased her. So all went to daughter  
nee Virginia N Strickland, wife of S P Gill. SPG died before 1894.

Map by Pittman Stell Co. Surveyor for Wake re division of the B.T. Strickland land among the heirs of the late Vane Gill, under an order of court of October 3, 1898 according to the commissioners' report. Map shows Mill pond (Note from author: now Bunn Lake), Rocky Branch, Beaverdam Branch, Wolf Pit Branch, Moccasin Creek and roads to Louisburg (Note from author: now Shepard School Road) and Raleigh.

Petition of Virginia N. Gill (mother of three infant children Bertie E., Sylvanus Z. and Alie A. and 2 children of age, who holds life estate in lands in Wake and Franklin Counties, requests partition of the land and requests appointment of a reputable and disinterested person to represent the children as their next friend in the action of partition about to be instituted. Signed Virginia N. Gill before George L. \_\_\_\_offski, D.C. 8/23/1898. Order that W.T. Smith be appointed next friend of the infants Bertie E., Sylvanus Z. and Alie A. Gill and be authorized to join in the special proceeding for partition. D.H. Young, Clerk Superior court 8/23/1898.

Petition for partition. Filed 8/23/1898 in Book C Partion (sic) p. 368 9/5/1905. Case No. 859. Virginia N. Gill et al. Ex Parte. Stated that her mother had died 12/7/1896 leaving a last will and testament which was admitted to probate in Wake County. All of the real estate of the testatrix was devised to Virginia N. Gill as a life estate and Virginia's children Walter C., James E., Bertie E. Sylvanus Z. and Alie A. are each entitled to 1/5 of the value of the land subject to the life estate of their mother. Walter C. and James E. are over 21 years of age and the other 3 children are minors, Bertie E. being 20 years old, Sylvanus Z. being 18 years old, and Alie A. being 15 years old, all of them living with their mother the petitioner Virginia N. Gill. The land was the property of Mrs. Clara A. Strickland and is described as "All that tract of land lying in Little River Township in the County of Wake and in Dunn Township in the County of Franklin on the waters of Mocasin (sic) Creek, bounded on the North by the lands of Ambrose Upchurch and Benjamin Pearce; on the East by the lands of Joseph Glover and Henry Haywood's heirs; on the South by the lands of Noah Strickland, G.M. Bell and J.R. Edwards and on the West by the lands of Nannie A. Hunter, Lemon Chamblee, Thomas Wiggs and W.H. Chamblee, Jr." A large portion of the land is uncleared and yields a very small income, and it is greatly to the interest of all parties concerned that the land shall be divided before the life estate of the petitioner Virginia N. Gill shall terminate, so that the petitioners who are remaindermen may each own his land in severalty, with the right to improve the same and to render it more productive.

**(41)** See biofile of Ambrose Amos Upchurch – entry 19 Mar 1996

This document concerns a deed made 5 Mar 1870 in Franklin Co, NC. From it one may conclude that at his death in 1863 Burkely Upchurch, Sr designated 7 heirs to receive equal shares (8 4/7 acres each) of a 60-acre tract. In the 1870 deed three heirs (children of Burkely Upchurch, Sr) transfer their 25 5/7 acres (8 4/7 x 3) to William Privett, husband of Auma Upchurch, a sibling of the three heirs. The three are Ambrose Upchurch [Ambrose Amos Upchurch], Martha Alford [Martha M Upchurch] and Urguly Upchurch [Ersula Upchurch]. It would be helpful to locate the document which lists the 7 heirs in order to more definitely fix the names of the 8 (9) children of Burkely Upchurch, Sr.

**(42)** Input from emails 24 & 25 Aug 2008 Susan Alyce Lampe to RPU

I. Richard Upchurch, III – Head of Clan

A. Burkely Upchurch, Sr

1. Ambrose Upchurch [Ambrose A Upchurch] 1818 – 1894

married ( ) Harriet Pearce 1818 – 1867

a. John Upchurch [John W Upchurch] 1843 – 1865

married ( ) Candis Stallings [Candace Stallings] born 1843 died about 1901

lived next to each other Dunn's Township, Franklin Co, NC

i. Ardella Frances Upchurch [Ardella Virginia Upchurch] born 1864 – died 1951. She was named as an heir in the will of her grandfather Ambrose Upchurch as her father had been killed in the Civil War.

married ( ) William Eaton Gay 1861 - 1938

a. Ann Frances Gay born 1896 – died 1987

married ( ) George Fen Poole 1891 – 1943

i. Ann Frances Poole born 1930

still living 24 Aug 2000

married ( ) Lampe

(I) Susan Alyce Lampe born 30 Dec 1952

(Milledgeville, Baldwin Co, GA)

married ( ) --- --- Davis.

**(44)** See Page 25 Download in letter 7 Mar 2000 Flora Pauline Upchurch to RPU

45. HARRIET<sup>7</sup> PEARCE (JOHN<sup>6</sup>, PHILLIP<sup>5</sup>, NATHAN<sup>4</sup>, NATHAN<sup>3</sup>, PHILLIP<sup>2</sup>, GEORGE<sup>1</sup>) was born Abt. 1818 in Franklin Co., NC. She married AMBROSE UPCHURCH, CSA January 1, 1840 in Franklin Co., NC, son of BURKLEY UPCHURCH and ALSEY PACE. He was born Abt. 1818 in Franklin Co., NC.

Notes for AMBROSE UPCHURCH, CSA:

Confederate Home Guard, Oct. 16, 1863, Capt R. S. Harriss Co C

Children of HARRIET PEARCE and AMBROSE UPCHURCH are:

- i. FRANCES A.<sup>8</sup> UPCHURCH, b. Abt. 1842.
- ii. JOHN UPCHURCH, b. 1844; m. CANDICE STALLINGS, January 23, 1862, Franklin Co., NC; b. Abt. 1844.
- iii. AGNES ANN UPCHURCH, b. Abt. 1846; d. December 29, 1921, Franklin Co., NC; m. (1) FENNER DENTON, CSA; b. Abt. 1846, Franklin Co., NC; d. Bef. 1887; m. (2) LEVIN PHILLIPS, CSA, 1887; b. September 1845, Franklin Co., NC; d. Franklin Co., NC;.

Notes for FENNER DENTON, CSA:

Enlisted in Co. B, 47th Regt. February 26, 1862 at the age of 16 as a Pvt..

Notes for LEVIN PHILLIPS, CSA:

Enlisted in Co. B, 47th Regt. on January 13, 1864 at the age of 18 as a Pvt. Reported present in January-June and September-October, 1864.

More About LEVIN PHILLIPS, CSA:

Burial: Carlyle-Upchurch Cem., Old Hwy. 64, Franklin Co., NC

Fact 2: CSA Tombstone

- iv. CALVIN UPCHURCH, b. Abt. 1848.
- v. ELIZA JANE UPCHURCH, b. 1851, Franklin Co., NC; d. November 22, 1919, Franklin Co., NC.
- vi. JAMES UPCHURCH, b. Abt. 1852.
- vii. WILLIAM UPCHURCH, b. Abt. 1856.
- viii. UNNAMED UPCHURCH, b. Abt. 1859.

I. Nathan Pearce, I born 9 Jul 1735

A. Philip Pearce – one of the 4 brothers

1. John Pearce, II

married Frances Upchurch

a. Harriet Pearce

**(46)** Franklin Co, NC – Will Book K – Bradley page 63  
 276-(168) Inventory & account of sale of the property of John Powell dec'd sold by Bennet  
 Lewis agt of Larkin Upchurch exor of sd dec'd, sold 3 Apr 1838. Buyers:  
 Bennett Lewis          Mrs Martha Privitt          **Ambrose Upchurch** Larkin Upchurch  
 John Pearce purchased negro boy Lewis.  
 June Court 1838.

**(47)** See Pearce Family – Item in letter 16 Sep 1998 Claude Craybon Hudson to RPU – 5 pages –  
 Page 3

I. Nathan Pearce, I born 1735

A. Philip Pearce

1. John Pearce, II lived to be 80

married Frankie Upchurch died at age 82

a. Benjamin Pearce, age 88 – still living

b. Jack Pearce 80 married ( ) Jane Alford

i. Bryant Pearce – went to AL, died age 22 (TX) (Buried Bonham,  
 TX)

(I) J J Pearce (M)

(II) J A Pearce (M)

(III) M E Pearce (M)

(IV) Susan Pearce

c. Cal Pearce 85 married ( ) Ruthy Baker

d. Clear Pearce still living married William Gay

e. Sidney Pearce “Sind” be 70

married ( ) Penn (Palum) Mitchell

married ( ) Susan Brown

f. Prissy Pearce 73, married ( ) Baldy Alford

g. Harriet Pearce 78, married ( ) Amos Upchurch [**Ambrose Amos  
 Upchurch**]

h. Jane Pearce 75 married ( ) Clem Alford

i. Fan Pearce 70 married Joe Pulley

**(48)** From Estate File of John Pearce born 10 Nov 1787 [son of Philip Pearce born 9 Jun 1735]  
 See his biofile – 29 Oct 2006, Franklin Co, NC

Page 46 = The heirs of John Pearce, Sr petition to divide his 1125 acres, December Term 1863.  
 For the petitioners: B W Spivey

Petitioners (Heirs) – 9:

Benjamin Pearce

John Pearce, Jr

Calvin Pearce

Pemberton Mitchell & wife nee Lucinda Pearce

Clem Alford & wife nee Jane Pearce

Baldy Alford & wife nee Priscilla Pearce

Joseph Pulley “Joe” & wife nee Frances Perce “Fannie”



William Gay & wife nee Clara Ann Pearce "Clary"

**Ambrose Upchurch** & wife nee Harriett Pearce

Land bounded by:

William Privette Benjamin Pearce Shaw Driver

Commissioners appointed:

Thomas Williams John Griffin W T Minga

W S Cheves W S Harris

Registered: 16 Jul 1866, T C Horton Clerk of Court

**(49)** Deed:

Franklin Co, NC

6 Apr 1839

Deed Book 28 Page 37

William Pace to Burkely Upchurch (spelled Burkley)

Transfer of goods, not land

Witness: **Ambrose Upchurch**

Simon Williams

**(50)** Upchurch & Related Tax Listings- Franklin Co, NC 1798-1864- To RPU from Carla Jones  
29 Oct 2006 [For the year 1855 – CJM 16 Oct 2020]

Dunn's District

1855

**Ambrose Upchurch** 400 acres worth \$2.50 per acre = \$1000 1WP 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

**(51)** From Estate File of John Pearce born 10 Nov 1787 [son of Philip Pearce born 9 Jun 1733]/  
See his biofile = 29 Oct 2006 Franklin Co, NC



Pages 23, 24, 25

G M Cooley, Administrator for the estate of John Pearce, Sr sells to Sherod Brantley a judgement in Favor of G M Gorley and to J J Harris – highest bidder - \$38.

Report dated 23 Aug 1873

Officials R N Timberlake & T C Horton

Reference to names on an account list:

Curtis Hodge	Richardson Allen	<u><b>A Upchurch</b></u>
Matthew Johnson	Keaser Alfred	James M Bell
	Duncan Bunn	A C Crudup
Simon Pearce	B T Strickland	E A Crudup

Crossfile to include nee Frances A Upchurch

**(52)** Upchurch & Related Tax Listings – Franklin Co, NC 1798 – 1864 – to RPU from Carla Jones 29 Oct 2006

[Names included: Ambrose Upchurch, Ambros Upchurch, John Pearce, F Pierce, J Pierce – CJM 16 Oct 2020]

A	Captain Mays District 1817	Captain Mays District 1818	Captain Mays District 1819
	Ambrose Upchurch 1 WP	Ambrose Upchurch 1 WP	Ambros Upchurch 1 WP
	Captain Mays District 1820	Captain Willis Cook's District 1822	
	Ambrose Upchurch 1 WP	Ambrose Upchurch 1 WP	
B	1858	Ambrose Upchurch for John Pearce 1670 acres worth \$1.25 per acre = \$2088 6 BP \$221.06 annual interest paid. Pd \$17.81 in state tax + \$11.07 in county tax = \$28.88	
	1860		
	1860	Ambrose Upchurch agent for John Pearce 1670 acres worth \$2.50 per acre = \$4175 6 BP \$294 annual interest. Pd \$24.08 in state tax + \$12.67 in county tax = \$36.75. –	
	1864	A. Upchurch for F. Pierce 613 acres worth \$3.50 per acre = \$2146. 5 slaves worth \$4000. Pd \$24.58 in state taxes + \$30.72 in county taxes = \$55.30.	
		A. Upchurch for J. Pearce's Heirs 1000 acres worth \$4 per acre - \$4000. Pd \$16 in state taxes + \$20 in county taxes = \$36.	

A - - 1817 → 1822 - AMBROSE AMOS U - NO LAND

---

B - 1858 - 1864. AMBROSE AMOS U IS LISTING LAND FOR  
 Δ JOHN PEARCE & HEIRS OF JOHN PEARCE  
 AND IN 1864 FOR Δ F. PEARCE

**(53)** Franklin Co, NC – Marriages

Emmerson Packet to Cornelia A Powell

Bond 4 Sep 1856 [married 4 Sep 1856]

Bondsman/ Witness: Ambrose Upchurch

Y Patterson

Danl S Hill, JP

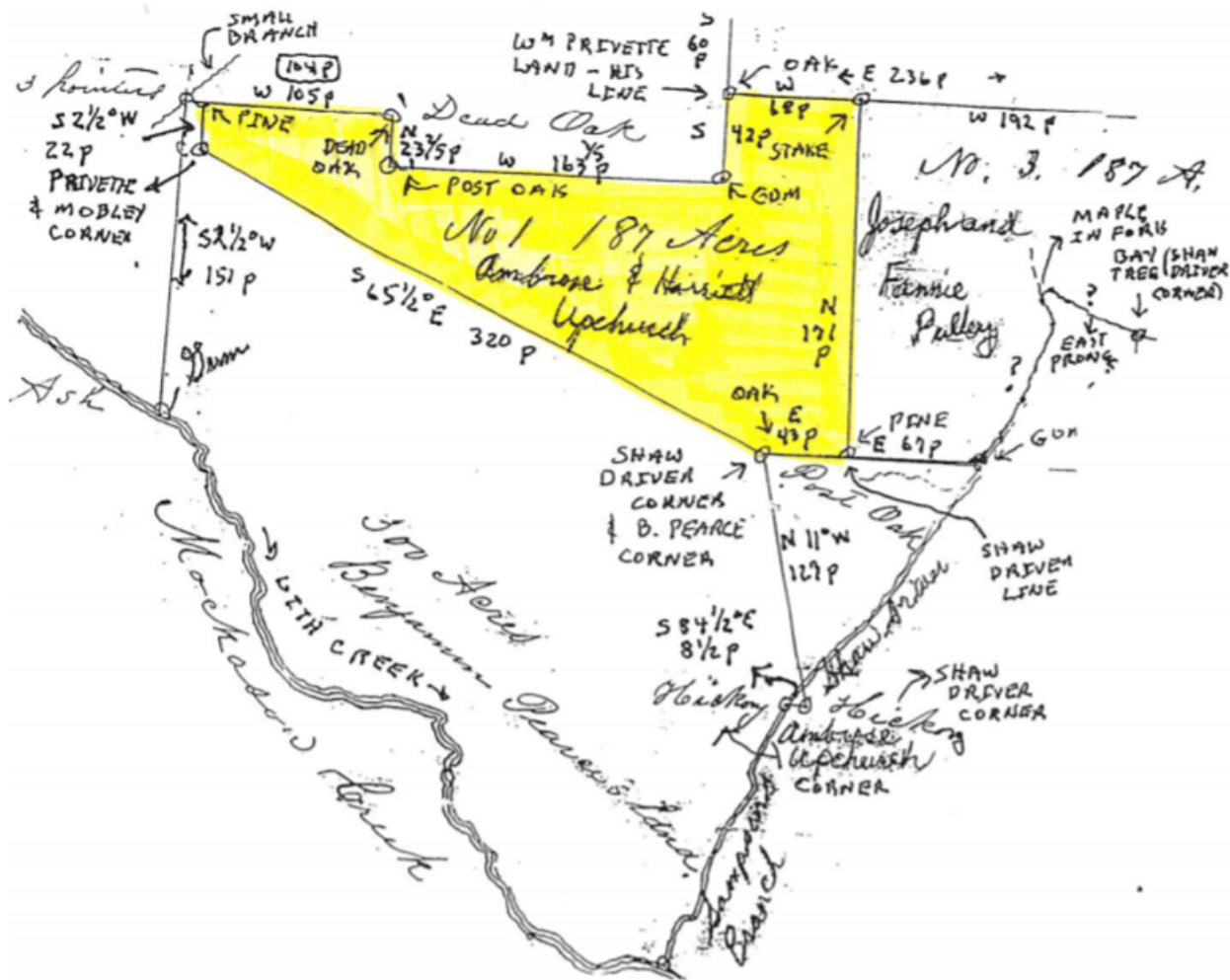
**(54)** From estate file of John Pearce born 10 Nov 1787 [son of Philip Pearce born 9 Jun 1735]

See his biofile – 29 Oct 2006 Franklin Co, NC

Six of the heirs of John Pearce, II received contiguous 187-acre tracts near Moccasin Creek.

Tract No 1 was allocated to daughter Harriet (Pearce) Upchurch and her husband Ambrose Amos Upchurch – see below. Harriett's brother Benjamin Pearce got an adjoining 300 acres.

[Names included below: Privette, Mobley, Ambrose Upchurch, Harriett Upchurch, Joseph Pulley, Fannie Pulley, Shaw Driver, B Pearce, Benjamin Pearce. – CJM 16 Oct 2020]



(55) Franklin Co, NC – Will Book K – Bradley page 72

308-(187) Sale of property of Thomas Pace de'cd 6 Nov 1838 by Burkley Upchurch. Buyers:

Nathaniel Dunn

A. A. Lancaster

Bennet Lewis

Joseph Mobly

James Pace

John Pearce

Solomon Richards

Ambrose Upchurch

Larkin Upchurch

December Court 1838.

**(56)** Franklin Co, NC Wills – Bradley Vol 2 Entry 32

329. JAMES SOLOMON 25 May 1872 (no probate date)

Of Nash County.

To my wife WILLIE - lend to her the land where I now live; also all my stock, household & kitchen furniture; during her life. After her death, I want my property sold & the money divided into 3 parts & divided among the heirs of EMILY B. DENTON, the heirs of LUCINDA A. JOHNSON, & the heirs of MARY J. COLLINS.

Ex. Wm M. Upchurch

Wit. A. A. Upchurch, Wm G. Wheless

William M Upchurch [William Moses Upchurch, age 41 in 1872]

A A Upchurch [Ambrose Amos Upchurch, age 54 in 1872]

Will File

James Solomon

\*Emily B Solomon

\*Lucinda A Solomon

\*Mary J Solomon

\*Assume these three may be daughters of James Solomon

**(57)** Deed:

Franklin Co, NC

5 mar 1870

Deed Book 35 Page 402

**Ambrose Upchurch**

Martha Alford [Martha Upchurch] to William Privette [for love and affection]

Ursula Upchurch

25 5/7 acres transferred, this being the interest of the 3 in a 60 acre tract

Adjoins: Frances Pearce

William Privette

Witness: H P Pearce

**(50)** Upchurch & Related Tax Listings – Franklin Co, NC 1798 – 1864 – to RPU from Carla Jones 29 Oct 2006

	District	<u>Ambrose Amos Upchurch</u>			
1817	Capt May	1WP			
1818	Capt May	1WP			
1819	Capt May	1WP			
1820	Capt May	1WP			
1821	---	---			
1822	Capt Willis Cook	1WP			
1823	→	not found for several years			
1855	Capt Dunn	400A	\$1000	1WP	[purchased from John Pearce]
---	---	---			
1858	---	1670A	\$2088	6BP	[Ambrose listed for John Pearce]
---	---	---			
1860	---	1670A	\$4175	6BP	[Ambrose listed for John Pearce]
---	---	---			
1864	---	613A	\$2146	5 slaves	[Ambrose listed for F Pearce]
1864	---	1000A	\$4000		[Ambrose listed for J Pearce Heirs]

**(59)** Per attachment #24 West letter 18 May 1975 – Conveyances – Franklin Co, NC

A. 1866 – Ambrose Upchurch from W S Cheve Comm Book 33 Page 128\*

B. 1866 – Ambrose Upchurch from John Griffin Comm Book 33 Page 128\*

C. 1866 – Ambrose Upchurch from W F Minga Comm Book 33 Page 128\*

\*Ambrose and wife Harriet – Clara Ann Gay – etc – heirs of heirs at law of John Pearce

**(60)** 1820 NC Census Index and Tax List Rolls by Potter 1974

1820 Tax Rolls Page 475 of Franklin Co, NC lists Ambrose Upchurch. This is the only Ambrose Upchurch listed in NC.

**(61)** See Page 24 of 2 Feb 1978 letter Elna E Burkhalter to RPU

A. Ambrose Upchurch – Franklin County Land Tax 1817 Mays District – Ambrose lists no land, no polls 1810, 1819, same in 1822 except + 1 white poll.

**(62)** Info in letter 14 May 1984 Eleanor Grace Williamson to RPU

This was search re the 1803 Upchurch → Carpenter name change Franklin Co, NC

Franklin Co, NC Willis – No Carpenter

Franklin Co, NC Bastardy Bonds & Records – 1784 – 1879 – C. R. 039 – 102.1

Franklin Co, NC Estate Records – Camp – Christmas C. R. 039.508.11 1781 – 1934

Reuben Carpenter – 30 Nov 1857 – Adm Thos R. Debnam & H. A. Hodge. No heirs named. This was the only Carpenter

Franklin Co, NC Estate Records – Upchurch – Waddey C. R. 039.508.77 1781 – 1934

- |   |  |
|---|--|
| (1) Richard Upchurch 1 Apr 1817 & 12 Dec 1817 – See Richard Upchurch, III biofile | (10) J. A. Upchurch 1897   |
| (2) A. E. Upchurch 1866   | (11) Oliver Upchurch [Note on folder: See A. S. Harris. Nothing in O. Upchurch folder] |
| (3) <b>Ambrose Upchurch</b> 1897  | (12) Oliver Upchurch 1862  |
| (4) Candace Upchurch 1901   | (13) Sally Ann Upchurch 1895   |
| (5) Berkley Upchurch 1870   | (14) Sion Upchurch 1906  |
| (6) Calvin Upchurch 1844  | (15) S. M. Upchurch 1905   |
| (7) Elizabeth Upchurch 1855   | (16) Willie Upchurch 1836  |
| (8) James Upchurch 1856   | (17) Sion Upchurch 1833  |
| (9) O. Upchurch 1870  | (18) W. A. Upchurch 1864   |

Franklin Co, NC Miscellaneous Records – A → C 1784 – 1933 C. R. 039.928.6

- (1) Apprentice Bonds 1785 – 1835 – No Upchurch or Carpenter

Franklin Co, NC – Guardian Records Adcock – Green

1793 – 1916 C. R. 039.510.1 – No Carpenter

Cross-file: Franklin Co, NC Geographical File  
Carpenter – Upchurch File

**(63)** Franklin Co, NC – Will Book K – Bradley page 38

161-(106) Will of John Privett 13 Sep 1836 December Court 1836

To my wife Susan, my son Lindsey, & my daughter Linsey – all my property real & personal, to be held in common until my son is age 21 & then a division to be made; should he die before me then, then it to be held in common until my daughter is age 21 & then to be divided.

Ex. Larkin Upchurch

Wit. Wm M. B. Arendell, **Ambros Upchurch**, M. N. Strickland

**(64)** From Estate File of John Pearce born 10 Nov 1787 [son of Philip Pearce born 9 Jun 1735]

See his biofile – 29 Oct 2006, Franklin Co, NC – Pages 33a, 33b, 34b

34b. Audit Report re: accounts of J M Cooley, Admr for the Estate of John Pearce, Sr  
Auditors (Commissioners) appointed by the court;

W S Harris' Thomas Riley, John Chamblee

Report 18 Mar 1864 – Receipts: \$52,097.07 – suggest 3% commission = \$1542.91. Also suggests he be allowed 3% on disbursements = \$31.54; still owed the estate: \$48,441.03.

33a & b. An undated report of estate transactions – details extracted. Amount brought over: \$50,360.58 [Actually the numbers in the body of this report coincide with the above report dated 18 Mar 1864 – RPU]

Names re: transactions:

John Chamblee	B T Strickland	R B Crudup
S Brantley	Thomas Williams	P Mitchell
Rooney Johnson	Burrell Ray	Siman Pearce
Rutherford Perry	Eliza Upchurch	R S Perry
B? Jeanes	Burkley Perry	R C Freeman
W W Holden	W N Fuller, Surveyor	
Bartlet Medlin – for coffin		<b><u>Ambrose Upchurch</u></b>
W Spivey	Paid widow [Frances A Upchurch]	

**(65)** Franklin Co, NC Wills – Bradley Vol 1 Entry 288

288. John (x) Privett 13 Sep 1836 December Court 1836

To my wife Susan & to my son Lindsey & to my daughter Linsey – all my property after my debts are paid, to be held in common until my son is age 21 & then a division to be made; in case he dies, then a division to be made when my daughter is age 21.

Ex. Larkin Upchurch

Wit. Wm...? Arrendell, Ambrous Upchurch, ...? Strickland

John Privette	Larkin Upchurch
Susan Privette	<b><u>Ambrose Amos Upchurch</u></b>
Lindsey Privette (M)	Will File
Linsey Privette (F)	

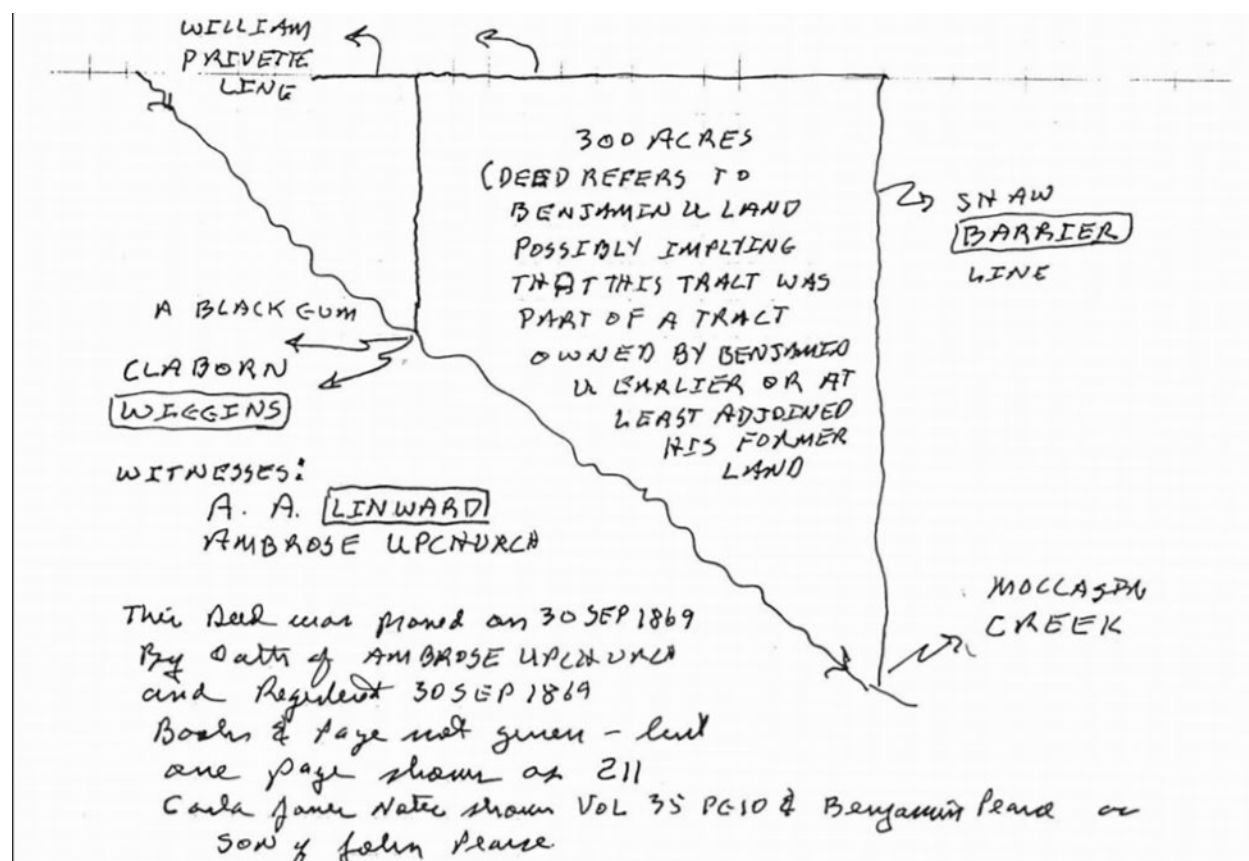
(continued below)



**(66)** Franklin Co, NC Deed made 27 Nov 1854 wherein John Pearce sells 300A to Benjamin Pearce (both of Franklin Co, NC) for \$300 – Item to RPU on 29 Oct 2006 from Carla Jones – copy placed in Franklin Co, NC Deed File and in Carla Jones biofile.

Description of Property

= spelling unclear



Key to names, etc. in above map: William Privette, Benjamin Upchurch, Claborn Wiggins, A A Linward, **Ambrose Upchurch**, Shaw Barrier, Moccasin Creek, Benjamin Pearce, John Pearce. Added by CJM on 13 Oct 2019

**(67)** Franklin Co, NC deed written 9 Dec 1854, registered 12 Apr 1855 to RPU 29 Oct 2006 by Carla Jones – copy in her biofile [item VII] and in Franklin Co, NC Deed File Book 31? Page 440

John Pearce sells 400A for \$1600 to his son in law **Ambrose Amos Upchurch** adjoins: Burtis Stricklin and Benjamin Pearce, et al. John Pearce placed his mark. Witness: A H Lancaster.



**(68)** From Estate File of John Pearce born 10 Nov 1787 [son of Philip Pearce born 9 Jun 1735]  
See his biofile = 29 Oct 2006 Franklin Co, NC

The notes below were made by Carla Sue Jones when she created the estate packet for John Pearce, Sr. A copy of these notes is being placed in the biofile of each person named. Note that Carola implies that these are her off-hand comments and thus may need more verification – RPU Estate File of John Pearce )11/10/1787 – between 12/1862 and March 1863) (son of Phillip born between 1756 and 1760 died between 1835 – 1840).

Map shows division of his land to his heirs

This appear to be to have been Elisha Strickland's land earlier and land of Ambrose Upchurch and possibly Shaw Driver appears to have been Sampson Strickland's land. Elisha's executor, son Frances sold some land to Phillip Pearce in 1802.

Sampson Strickland's daughter in law Nancy (widow of Abel) married Ancil Driver in 1806 after her husband's death. I believe Shaw Driver was Nancy's stepson. Able land then passed to his son Kinsman Strickland.

\*also believe William Privett wife Auma Upchurch) was the son of Zachariah Privett, Levinia Massey of Little River District, Wake County but no actual proof exists that the William who was their son if this William.

**(69)** Item in letter 14 May 1984 Eleanor Grace Williamson to RPU

Re 1803 Upchurch → Carpenter name change

Franklin Co, NC Estates Records – Pace – Pearce, Acriel; 1781 – 1934; C. R. 039.508.56

Franklin Co, NC Estates Records – Pearce, Archibald – Pernell; 1781 – 1934; C. R. 039.508.57

(1) Calvin Pearce – 1868 – Heirs Harriett Upchurch, wife of **A Upchurch** – More sheets in folder – copy of one enclosed.

(2) James Pearce – 1792 – Sale of Est – Buyers: Benjamin Upchurch & others

Bond: Children of James Pierce bound to Thomas Ray: Beedy or Bud, Betsey, Penny, Pattie & Willis Pierce. Bondsman: Thomas Ray, Richard Upchurch & Benjamin Wheler

(3) John Pearce – 1865 – Division of Land of John Pearce, 18 Oct 1865. Children & heirs at law of John: Calvin Pearce, Pemberton Mitchell & wife Lucinda, Clem Alford & wife Jane, Priscilla Alford, Joseph Pully & wife Fannie, Clara Ann Gay & **Ambrose Upchurch** & wife Harriet.

(4) Martha Pearce – **Ambrose Upchurch** owed estate – 1846

Franklin Co, NC – Estates Records – Gay, Sherrod – Gill, John N – 1781 – 1934. C. R. 039.508.25

(1) Nothing of interest

Franklin Co, NC Estate Records – Person, Thomas – Pinnell; C. R. 039.508.62

(1) Checked for Pierce – Nothing of interest

Franklin Co, NC Estate Records – Hobbs – Hopkins, 1781 – 1934; C. R. 039.508.36

(1) Calvin Hopkins – 1864. Sale – Buyers R (R) Upchurch & others.

(70) 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.

Graue extracted some but not all Upchurch listings for the 1798-1836 era for Franklin Co, NC. Below is a list by years for the manor districts (by district capitans. ○ = The main Upchurch Enclave → SOME =

1798 Capt U [Mason U?], Welch ← James U  
 1799 DAVIS (Newwood List), Welch ← Simon U ↑  
 1804 Dunn Taylor, Ferrell ←  
 1805 Stuckland, Ferrell ← EATON U  
 1806 Stuckland, Ferrell ←  
 1807 Stuckland, Ferrell, Taylor ← Simon U ↑  
 1808 Stuckland, Taylor ←  
 1809 Stuckland, Hammond ← BUCKNER U  
 1810 Dunn, Hammond, Ferrell ← JOHN U  
 1811 Stewart, Harris, Ferrell ← EATON U  
 1812 Dunn, Williamson, Boon, Thorne, Ferrell  
 1813 Dunn (Simon U, Buckner U) (Clairmont) (John) ↑  
 1828 ? ; 1829 ?  
 1833 Taylor, Stone ← William U, Alfred U  
 1834 Calvin U; Stone, Baker ← Jameson U  
 1835 Dunn, Porter ← Stephen U  
 1836 Upchurch, Galloway, Jeffreys  
 1819 MATS ← Ambrose U

BEAUMAIN, JUDAL  
 RICHARD, III, ABEL, SR  
 BUCKNER, WATTON  
 JAMES U, II  
 (+ JOHN CARPENTER)  
Simon U ↑  
 BUCKNER U  
 1819 DENSON'S  
 1857  
 PEYTON U  
 (KEATON ?)

Upchurch names in above entry:	District Captains:	Other names:
Abel, Sr.	Baker	John Carpenter
Albert	Boon	
Alfred	Davis (List Norwood)	
<b><u>Ambrose</u></b>	Denson	
Benjamin	Dunn	
Britton	Ferrell	
Buckner	Galloway	
Claburn	Hammond	
Eaton	Harris	
Elizabeth	Jeffreys	
James	Mays	
James, V	Porter	
Jameson	Stewart	
John	Stone	
Jubal	Strickland	
Keaton (?)	Taylor	
Peyton	Thomas	
Richard, III	Upchurch (Moses?)	
Sion	Upchurch, Calvin	
Stephen	Webb	
Willie	Williamson	

**(71)** Article 526 “Malachi Bunn Family” Franklin Co, NC Heritage Book by: Danny Calier Bunn  
 I. Malachi Bunn CSA born about 1914 (Wake Co, NC) – killed Civil War – Add ¶.  
 Possibly son of Henry Bunn of Franklin Co, NC & Pennina Pendergrass “Penny”  
 married 15 Sep 1840 – MB (Wake Co, NC) Margaret Robinson – This couple moved to Dunn  
 Township, Franklin Co, NC about 1844

A. Lucy Ann

B. “Annie” born 1842 – 1897

married (1<sup>st</sup>) Daniel Bissett

married (2<sup>nd</sup>) Burton Hicks

1. Pink Bissette

2. Malachi Bissette

B. Marion Bunn born about 1845 died Civil War NM add ¶.

C. Henry Bunn

D. Joseph David Bunn “Dave” 1848 – 1916

married 1871 (Franklin Co, NC) Clary Alford

1. William Miley Bunn

2. Virginia Bunn

3. Rosa J Bunn

4. Lucy M Bunn

E. Calvin Henry/ Hill Bunn “Calier” 1849 – 1921 – add ¶.

married (1<sup>st</sup>) Nancy Jan Batchelor<sup>1</sup> – brother = Haywood Batchelor – add ¶.

married (2<sup>nd</sup>) Letha Nola Brantley<sup>2</sup> “Nolie”

[Leta = daughter of Fannie Ann Upchurch and granddaughter of **Ambrose Amos**

**Upchurch**

1.<sup>1</sup> Octavia Bunn

2.<sup>1</sup> Lona Bunn

3.<sup>1</sup> Ora Bunn

4.<sup>1</sup> Vannie Bunn

5.<sup>2</sup> Junie F Bunn [Junie Floyd Bunn = father of Danny Calier Bunn]

F. Eliza J Bunn born 1852

married ( ) Kinred Goswich – but she had four children beforehand

1. Ella Bunn

2. Jeanette Bunn

3. Daniel Bunn

4. Rachel Bunn

G. Roena P Bunn “Renie” born 1857

married Hillard Dallas Wheeler – 9 children

1. William Wheeler

2. Harvester Wheeler

3. Marcus Wheeler

4. Polly Wheeler

5. Mary Wheeler

6. Metta Wheeler

7. Lurella Wheeler

8. Jimmy Wheeler

9. Ophelia Wheeler

H. Elizabeth Bunn “Betsy” born 1858 [NM?]

1. Oscar Bunn

2. William Bunn

3. Sigma Bunn

4. John Bunn

I. Malachi Bunn, Jr born about 1859 – on 1860 Census but not 1879, 1880 – presume died young

J. Rosa L Bunn “Chick” born about 1860

married ( ) James W Upchurch [son of **Ambrose Amos Upchurch**]\*

\***Ambrose Amos Upchurch** heads a line in the Richard Upchurch, III/ Burkley Upchurch Sub-Clan

1. Minda Upchurch

2. Cora Upchurch [Cora Alice Upchurch] [I show 11 children – RPU]

K. Jordan Calvin Bunn “Jerd” born 1861, farmer – 1 mile west of Pilot

married ( ) Katie Williams daughter of Floyd Williams

1. Rosa Bunn
2. Jeanette Bunn
3. Hattie Bunn
4. Minnie Bunn
5. Cullus Bunn
6. Eva Bunn
7. Jordan Bunn
8. Baylus Bunn
9. Bessie Bunn
10. Laney Bunn
11. Samuel Bunn
12. Hollis Bunn

**(72)** From Estate File of John Pearce born 10 Nov 1787 [son of Philip Pearce born Jun 1735] See his biofile – 29 Oct 2006, Franklin Co, NC

Major estate sale of perishable and wasting property of the late John Pearce, Sr on 7 May 1863 – by G M Cooley, Admr. – Purchases by:

Clem Alford – 7	W Locus – 1
Keaser Alford – 2	J Maasse – 1 [Massey?]
B Alford – 3	Gray Massey – 5
Jackson Allen – 2	L Mitchell – 1
George Barham – 2	P Mitchell – 7
T H Cannard	B Medlin – 1
or T H Canneers	T B Mann (Dr) – 1
or T H Canniers	William Privette – 9
W W Cargal – 1	Mary Privette – 1
Sandurs Clifton – 1	R Perry – 5
W S Cheves – 2	T Pulley – 4
Shaw Driver – 1	John (Johan) Pendergrass – 3
D Davis – 1	Calvin Pearce – 21
J C Freeman – 1	Benjamin Pearce – 29
W T Freeman – 1	Thomas Pearce – 1
R C Freeman – 2	S Pearce – 1
T T Freeman – 1	Acril Pearce – 2 [Acrall/ Acail]
B Griffin – 1	T Smith – 5
William Gay – 7	J F Scott – 5
Charles H Horton – 3	W W Silvester – 3
A Hopkins – 1	Lotta Stallings – 2
W S Harris – 2	J Tharrington – 3
Mary Jones – 2	<b><u>Ambrose Upchurch</u></b> – 12
Chestan Jones – 1	T Upchurch – 2
Bennett Joyner – 7	Frances A Upchurch (widow) – 26

Wiley Jeffers – 1  
R Johnson – 3

Thomas Williams - 1  
L Williams - 1  
William Williams – 2

**(73)** From Estate File of John Pearce born 10 Nov 1787 [son of Philip Pearce born 9 Jun 1735]

See his biofile – 29 Oct 2006

Selected Estate Records

Page 15a – Sale of 10 slaves on 26 Dec 1863 by G M Cooley

The slaves are all named

5 bought by the widow [Frances Upchurch]

and 1 each by John Chamblee, William Privette, Purritan Mitchel, John Pearce, Jr,  
Benjamin Pearce

Page 15a & 15b – Report of cash on hand & notes due the estate as of 9 Mar 1864

Cash \$1000.00

W S Harris \$150.00 due 18 Mar 1854; \$74.17 due 25 May 1859

S Brantley \$73.19 due 2 Mar 1861; \$50.00 due 9 Mar 1859

William Gay \$29.84 due 27 Apr 1861

**A Upchurch** & Acriel Pearce \$1361.52 due 19 Dec 1859 subject to credit of \$245 paid  
19 Dec 1862

B T Stricklin \$80.00 due 23 May 1855; \$463.80 due 27 May 1854, paid 369.74 21 Aug  
1854

Strickland & Chamblee \$255.00 due 8 Dec 1855

B T Strickland & B C Stricklin \$250.00 due 23 May 1855

Page 16a – Amounts “brought over”

B T Strickland & Blake Baker \$125 due 11 Aug 1855

S Brantley \$18.08 due 11 Jan 1862; \$222.60 due 13 Jun 1860

T G Riley & B A Perry \$40.00 for 16 Nov 1860

Samuel Harris & Tho S Williams \$300.00 due 16 May 1861

T G Riley & W S Harris \$100.00 due 15 Dec 1856

Robert Griffin \$25.19 due 4 Jan 1861; John Chamblee \$100 due 25 Dec 1858

Page 16b

A P Crudup \$135.00 due 15 Aug 1857

S Brantley \$150.50 due 6 Jan 1858; \$125.00 due 26 Mar 1859

Cash rec'd from Tho S Williams on note \$178.97

John S Perry \$20.40 due 11 Mar 1862

Carter Hodges \$1000 due 15 Jun 1860

Hartney Medlin \$16.65 due 26 Feb 1853; \$14.00 due 26 Feb 1853

Budd Hick \$8.20 due 2 Oct 1850

W Alston \$196.21 due 19 Feb 1853 - \$5 paid 24 Dec 1859 and \$5 paid 5 May 1859, \$25  
paid 29 Oct 1859, \$13.00 paid 11 Dec 1859

**(74)** Jan 1864 Survey to allocate lands of John Pearce, II born 10 Nov 1787, son of Philip and grandson of Nathan.

Widow Frances A Upchurch gets 623 acres – daughter of Benjamin Upchurch – Head of Clan.

Six children each get 187A

1. Clara Ann (Pearce) Gay – husband deceased
2. Fannie (Pearce) Pulley – husband = Joseph
3. Jane (Pearce) Alford – husband = Clem
4. Harriet (Pearce) Upchurch – husband = **Ambrose**
5. Priscilla (Pearce) Alford – husband = Archibald
6. Lucinda (Pearce) Mitchell – husband = Pemberton

Child #7 Calvin Pearce got a remote 22A

Child #8 Benjamin 300A

Child #9 John??

(see map below)







It is NOT accounted for in the Han 1864 survey and appears not to be contiguous with the 1243/1122 acres.

**(75)** W I Harris and wife Mollie A --- sell 391 acres to Ambrose Amos Upchurch in Franklin Co, NC – Deed made 24 Jan 1874 requested 30 Mar 1874. Item in letter 15 Sep 2010. Gerald Leonard to RPU

Franklin County NcArchives Court.....Ambrose, Upchurch 1874

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Book 40 Pages 233-234

File contributed for use in USGenWeb Archives by:

Susan Davis sdavis124@msn.com July 23, 2009, 7:21 pm

Source: Franklin County, Nc  
Written: 1874

Book 40 Pages 233-234

This indenture made the 24th day of January in the year of our Lord 1874 between W I Harris and wife Mollie A Harris of the first part, and Ambrose Upchurch of the second part, all of the County of Franklin & State of N Carolina Witnesseth:

that the said W I Harris & wife Mollie A Harris for and in consideration of the sum of one thousand dollars in kind paid by the said Ambrose Upchurch has bargained and by these present dost grant bargain sell and convey to the said Ambrose Upchurch his heirs & assigns the right and title conveyed to use by the said Ambrose Upchurch and Sheriff E.A. Guyton of Franklin County, North Carolina a certain tract or parcel of land where the said Ambrose Upchurch, now five, containing three hundred & ninety one acres more or less adjoining the lands of Shaw Driver, Mary Massey, B.T. Strickland and others with all and every the appurtenances thereto belonging or in any wise appertaining that have heretofore been conveyed to him by the said Ambrose Upchurch that I have before the \_\_\_ of this deed, full right absolute and lawful authority to sell the said land and promises as conveyed to one by the said Ambrose Upchurch & E A Gupton Sheriff of Franklin leave by for whichto convey by right and title to the said Ambrose Upchurch his heirs and assigns forever, in witness whereof I set my hand an seal the day and date above written.

Signed, sealed and delivered in the presents of

F.P. Pierce

State of North Carolina

Franklin County

△

W.I Harris seal Mary A. Harris seal

Whereas Ambrose Upchurch hath produced a deed of conveyance made to him from W. I. Harris and Mollie A. Harris his wife of a certain tract of parcel of land lying and being in the County of Franklin in the said State and procured the execution of the same to be by theirs signed or acknowledged and the same having been proved by the Oath of F.P. Pearce ag to W.I Harris one of the grantors of said County and it being represented to our said Court that it is required by law that Mollie A. Harris wife of the said W. I. Harris

he is \_\_\_\_\_ privily as to her free consent in executing the said Conveyance.

Know ye, that supposing confidence in your providence I have appointed you and by these presents do give unto you power and authority to take the private examination of the said Mollie Harris wife of the said W.I. Harris concerning her free consent in executing the said conveyance, and I therefore command you that such certainty and place as you shall think fit you to the said Mollie A Harris if she cannot conveniently come to you and privily and apart from her said husband examine her whether she executed the said conveyance freely and of her own accord and without fear or compulsion of her husband, and when you have taken the examination you are to send the same closed under your seal together without this commission to our said Court of Probate.

Witness, R. H. Timberlake Judge of Probate of said County at office this 15th day of January 1874.

Personally appeared before me F.P. Pierce, Justice of the Peace of Franklin County, Mary A. Harris wife of W. I. Harris and acknowledged the due execution of the foregoing deed of conveyance and the said Mary A. Harris being by our privately examined, separate and apart from her said husband touching her voluntary executive of the same doth state that she signed the same freely and voluntarily without fear or compulsion from her said husband or any other person, and that she doth still voluntarily assent thereto.

Witness my hand and seal this 24 day of January 1874 F.P Pierce JP



State of North Carolina  
 Franklin County Office of the Judge of Probate  
 I, R H Timberlake, Judge of Probate in and for said County do adjudge that the  
 foregoing deed is duly acknowledged and the examination of Mollie A Harris wife  
 of the said W I Harris is in due force therefore let the same be registered. R.  
 H Timberlake, Judge of Probate  
 The foregoing deed is this 30th day of March 1874 Registered. J B Tucker  
 Register of Deeds.  
 File at: <http://files.usgwarchives.net/nc/franklin/court/ambrose725nwl.txt>  
 This file has been created by a form at <http://www.genrecords.net/ncfiles/> File size: 4.6 Kb

(76) 9 Dec 1854 Franklin Co, NC – John Pearce for \$1600 sells to Ambrose Amos Upchurch  
 40 acres. Deed in biofile of Ambrose A Upchurch.  
 Details: Joins Burtis Stricklin, Benjamin Pearce and others  
 Witness: A A Lancaster [Alfred A Lancaster]  
 Registered in Franklin Co, NC 12 Apr 1855

Franklin County NcArchives Deed....Upchurch, Ambrose - Pearce, John 1854  
 \*\*\*\*\*  
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File contributed for use in USGenWeb Archives by:  
 Suan Davis sdavis124@msn.com July 25, 2009, 6:01 pm

Written: 1854

Book 31 Page 440  
 State of North Carolina  
 Franklin County

This indenture made and entered into this the 9th day of December in the year  
 of our Lord one Thousand Eight Hundred & Fifty four 1854. Between John Pearce  
 of the one part and Ambrose Upchurch of the other part both of the above  
 County & State afforesaid, Witnesseth, that for & in consideration of the sum  
 of Sixteen Hundred Dollars receipt acknowledge hath bargained & hold by theses  
 presants (sp) do bargain & sell to the said Ambrose Upchurch a certain Tract  
 or parcel of land lying in the County & State afforesaid adjoining the land  
 of Burtis Stricklin Benjamin Pearce & others supposed to contain Four Hundred  
 acres to the same more or less to him, the said Ambrose Upchurch his heirs or  
 assigns forever binding my self my heirs & to forever warrant & defend the  
 title of the same clear of any claims or claimants whatsoever together with  
 all improvements here detaments(sp).  
 In testimony whereof I hereunto set my hand & affix my seal the day & date  
 above written  
 signed sealed & delivered in presence of witness  
 John Pearce  
 A.A. Lancaster

State of North Carolina  
Franklin County

I Young Patterson Clerk of the Court of Please and Quarter sessions for the County aforesaid certify that the execution of the foregoing deed is this day duly proven before me at my office by the oath of Alfred A Lancaster a subscribing witness then to threfore let it be registered this the 11th day of April 1855. Y Patterson


The foregoing deed is truly registered this 12th day of April AD 1855. D. Young

File at: <http://files.usgwarchives.net/nc/franklin/deeds/pearce248dd.txt>

This file has been created by a form at <http://www.poppet.org/ncfiles/>

File size: 2.1 Kb

**(77)** Action in Franklin Co, NC to settle the estate of **Ambrose Amos Upchurch** who died intestate in said county. Item in email 11 May 2009 Nancy Jean Parrish to RPU.

Franklin County NcArchives Court.....Upchurch, Ambrose July 2, 1894 \*\*\*\*\*  
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\*\*\*\*\* File contributed for use in USGenWeb Archives by: Susan Davis.   
sdavis124@msn.com September 28, 2008, 5:10 pm Source: Franklin County Written: July 2, 1894 Franklin County In the Superior Court In the matter of the administration of the estate of **Ambrose Upchurch**, deceased before BB Morsenbury, CSC. W.G. Upchurch, being sworn, doth say: That Ambrose Upchurch, late of said County, is dead, without leaving any Will and Testament, and that he is the proper person entitled to Letters of Administration on the estate of the same **Ambrose Upchurch**. Further, that the value of said real estate, so far as can be ascertained at the date of this application, is about \$200.00, and that W.G.Upchurch, Penina Green wife of Trish Green, Jane Alford wife of Moses Alford, Franky Williams, Fanny Brantley wife of Allan Brantley, Martha Carter wife of Fred Carter, Agnes Phillips wife of L.B. Phillips, J.W. Upchurch, Walter Upchurch, Vance Upchurch. James N. Upchurch, Charles Upchurch, Deline Upchurch, Lela Upchurch, Della wife of Doll Gay are entitled as heirs and distributes thereof. Sworn to and subscribed before me this 2 day of July 1894. Clerk Superior Court W.G (mark) Upchurch File at: <http://files.usgwarchives.net/nc/franklin/court/upchurch670nwl.txt> This file has been created by a form at <http://www.genrecords.net/ncfiles/> File size: 1.6 Kb

On 2 Jul 1894 W G Upchurch [William Gaston Upchurch, son of **Ambrose Amos Upchurch**] in Superior Court of Franklin Co, NC testifies that **Ambrose** died intestate leaving an estate of approximately \$200 and he offers to administer Heirs at Law stated to be:

W G Upchurch [son of **Ambrose Amos Upchurch**]

Penina Green [Elsa Ann Penina Upchurch – daughter of **AAU**], wife of Trish Green [Nathaniel D Green “Tish”]

Jane Alford [Elizabeth Jann Ann Upchurch – daughter of **AAU**] wife of Burkley Moses Alford  
Franky Williams [Frances Ann Upchurch – daughter of **AAU**] wife of Simon Joseph Williams  
Fanny B Brantley [Fannie Ann Upchurch – daughter of **AAU**] wife of Allan Brantley [Atlas Brantley]

Martha Carter [Martha Ann Upchurch] wife of Fred Carter [Fed Carter]

Agnes Phillips [Agnes Ann Upchurch – daughter of **AAU**] wife of L B Phillips [Lewis B Phillips]

J W Upchurch son of **AAU** [James W Upchurch]

Della Gay [granddaughter of **AAU** by his son John W Upchurch, dec'd] [Ardella Frances Upchurch, wife of Doll Gay [William Eton Gay] + children of late Calvin Bryant Upchurch, son of **AAU**: James N Upchurch



Vance Upchurch [Sylvania Vance Upchurch]  
 Deline Upchurch [Adaline S Upchurch]  
 [[+ Charles Upchurch + Lela Upchurch possible children of Calvin Bryant Upchurch]]  
 [[Four children of Calvin Bryant Upchurch not in document: Juneus Upchurch  
 Mary D Upchurch) Will  
 Walter R/B Upchurch  
 Unnamed daughter]]

**(78)** Transaction in Franklin Co, NC – to RPU in email 11 May 2009 from Nancy Jean Parrish – submitted by Susan Davis

Subject: Emailing: upchurch104ndd.htm  
 From: "NANCY" <nancyl10@surewest.net>  
 Date: Mon, May 11, 2009 6:58 pm  
 To: "NANCY" <nancyl10@surewest.net>

Franklin County NcArchives Deed.....Privitt, William - Upchurch, Ambrose Upchurch, Martha Alford And Ursuly 1879  
 \*\*\*\*\* Copyright. All rights reserved. <http://www.usgwarchives.net/copyright.htm>  
<http://www.usgwarchives.net/nc/ncfiles.htm> \*\*\*\*\* File contributed for use in  
 USGenWeb Archives by: Susan Davis sdavis124@msn.com September 28, 2008, 9:56 pm Written: 1879 15th Day of  
 March 1870 proved before the undersigned Judge of Probate for said County by the oath and examination of W A  
 Brame the subscribing witness that therefore let the said Lien together with this certificate be registered. R. H.  
 Timberlake Probate Judge The above Lien together with the certificate of Probate was this 15th day of March 1870 duly  
 registered. B.F. Greenwood by T.C. Horton This indenture made this 5th day of March 1879 between **Ambrose  
 Upchurch**, Martha Alford and Ursuly (Urguly) Upchurch of the first part and William Privitt of the second part all of the  
 county of Franklin and State of North Carolina Witnesseth that the said Ambrose Upchurch, Martha Alford, and Urguly  
 Upchurch for and in consideration of the natural love and affection which we have with the said Wm Privett has given  
 granted aliened released and confirmed unto the said Wm Privett his heirs and assigns all of our interes in sixty acres of  
 land which is 25 5/7 acres adjoining the lands of Frances Pearce Wm Privett and others to have and to hold the said  
 lands and all the appertinances thereof to him the said Wm Privett his heirs and assigns forever, and for the better surety  
 of the title we hereby forever warrant and defend the sum to the said Wm Privett his heirs and assigns forever. The day  
 and year above written Signed sealed and delivered in presence of F P Pearce Ambrose Upchurch seal Martha (her  
 mark) Alford seal Urguly (her mark) Upchurch seal Franklin County in the Probate Court The execution of the annexed  
 Deed from **A. Upchurch**, M. Alford, and U. Upchurch to William Privett was this **14th day of March 1870** proved before  
 the undersigned Judge of Probate for said County by the Book 35 p. 400, Franklin Deed File at:  
<http://files.usgwarchives.net/nc/franklin/deeds/upchurch104ndd.txt> This file has been created by a form at  
<http://www.genrecords.net/ncfiles/> File size: 2.3 Kb

Witness: W A Brame; Probate Judge: R H Timberlake

Registered: B F Greenwood by T C Horton

Probate date 15 Mar 1870 – indenture made 5 Mar 1879

For affection, etc the party of 1<sup>st</sup> part release to party of 2<sup>nd</sup> part – William Privette [presumed  
 husband of Auma Upchurch] interest in 60 acres ( = 25 5/7 acres] adjoining Frances Pearce [----]  
 William Privette & others – proved 14 Mar 1870 – Book 35 Page Franklin Co, NC Deeds  
 1<sup>st</sup> Part: Ambrose (seal) Upchurch [**Ambrose Amos Upchurch**]; Martha (X) Alford [Martha M  
 Upchurch] & Ursuly/ Urguly (X) Upchurch [Ersula Upchurch]. Signed in presence of F P  
 Pearce.

RPU guess: The 60 acres was probably Dower right of Alsey Pace – widow of Burkely  
 Upchurch, Sr – parents of **Ambrose**, Martha & Ersula who released to husband William Privette  
 of their sister Auma Upchurch.

**(no number)** From letter 1 Mar 1996 Betty Milton Poole to RPU

A. This taped on sheet covers the top part of Page 402 – if no interest.

B. This 5 Mar 1870 deed in Franklin Co, NC among the children of Burkely Upchurch, Sr who presumably left 60 acres upon death n 1863 to 7 heirs with each heir getting  $8 \frac{4}{7}$  acres ( $8 \frac{4}{7} \times 7 = 60$ ). Three of the heirs – Ambrose Amos Upchurch, Martha Upchurch) Alford & Ursula Upchurch assign their  $25 \frac{5}{7}$  ( $8 \frac{4}{7} \times 3$ ) to William Privett who is the husband of a fourth sibling Auma Upchurch. It would be instructive to learn the names of the other 3 heirs as an aide to establishing the 8 or 9 children of Burkely Upchurch – RPU]

This indenture made this 5<sup>th</sup> day of March 1870. between Ambrose Upchurch, Martha Alford and Ursula Upchurch of the first part and William Privett son of the same part all of the County of Franklin and State of North Carolina Witnesses that the said Ambrose M. Alford Upchurch, Martha Alford and Ursula Upchurch for and in consideration of the natural love and affection which we have unto the said Wm Privett has given granted aliened released and confirmed unto the said Wm Privett his heirs and assigns all of our interest in sixty acres of land which is  $25 \frac{5}{7}$  acres adjoining the lands of Francis Beared Wm Privett's father to have and to hold the said land and all the appertinances thereof to him the said Wm Privett his heirs and assigns forever. And for the better security of the title we hereby forewent warrant and defend the same to the said Wm Privett his heirs and assigns forever.

The day and year above written  
 signed sealed and delivered  
 in presence of } Ambrose Upchurch (Seal)  
 Martha <sup>her</sup> Alford (Seal)  
 Ursula <sup>her</sup> Upchurch (Seal)  
 H. P. Beared

No. 122 Franklin County— In the Probate Court.  
 The execution of the annexed deed from A. Upchurch, M. Alford and U. Upchurch to William Privett was this 14<sup>th</sup> day of March 1870. proved before the undersigned Judge of Probate for said County by the acknowledgment of H. P. Beared the said...

(79) 19 Mar 1996 - continued

403

*The said Deed together with this certificate of registration  
 Probate \$1.50 R. H. Timberlake  
 Probate Judge*

*The above Deed together with the certificate of Probate was this  
 15<sup>th</sup> day of March 1870, duly registered.  
 Registration \$1.00 B. F. Greenwood  
 By T. C. Horton*

(80) Transcribed version of above deed – in letter 15 Sep 2010 – Gerald Thorp Leonard to RPU

Franklin County NcArchives Deed.....Privitt, William - Upchurch, Ambrose Upchurch, Martha Alford And Ursuly 1879  
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File contributed for use in USGenWeb Archives by:  
 Susan Davis sdavis124@msn.com September 28, 2008, 9:56 pm

Written: 1879

15th Day of March 1870 proved before the undersigned Judge of Probate for said  
 County by the oath and examination of W A Brame the subscribing witness that  
 therefore let the said Lien together with this certificate be registered.  
 R. H. Timberlake Probate Judge

The above Lien together with the certificate of Probate was this 15th day of  
 March 1870 duly registered.  
 B.F. Greenwood by T.C. Horton

(continued below)

This indenture made this 5th day of March 1879 between Ambrose Upchurch, Martha Alford and Ursuly (Urguly) Upchurch of the first part and William Privett of the second part all of the county of Franklin and State of North Carolina Witnesseth that the said Ambrose Upchurch, Martha Alford, and Urguly Upchurch for and in consideration of the natural love and affection which we have with the said Wm Privett has given granted aliened released and confirmed unto the said Wm Privett his heirs and assigns all of our interes in sixty acres of land which is 25 5/7 acres adjoining the lands of Frances Pearce Wm Privett and others to have and to hold the said lands and all the appertinances thereof to him the said Wm Privett his heirs and assigns forever, and for the better surety of the title we hereby forever warrant and defend the sum to the said Wm Privett his heirs and assigns forever.  
 The day and year above written  
 Signed sealed and delivered in presence of F P Pearce  
 Ambrose Upchurch seal  
 Martha (her mark) Alford seal  
 Urguly (her mark) Upchurch seal  
 Franklin County in the Probate Court  
 The execution of the annexed Deed from A. Upchurch, M. Alford, and U. Upchurch to William Privett was this 14th day of March 1870 proved before the undersigned Judge of Probate for said County by the\_

Book 35 p. 400, Franklin Deed

File at: <http://files.usgwarchives.net/nc/franklin/deeds/upchurch104ndd.txt>

This file has been created by a form at <http://www.genrecords.net/ncfiles/>

File size: 2.3 Kb

(81) Franklin Co, NC Superior Court Case – 21 Jan 1896  
 Simon Williams et ux, et al vs James Upchurch, Admr of AAU  
 To RPU in letter 15 Sep 2010 Gerald Thorp Leonard to RPU  
 For extract see (82).

Franklin County NcArchives Court.....James Upchurch, Simon Williams V. 1896

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File contributed for use in USGenWeb Archives by:

Susan Davis sdavis124@msn.com September 28, 2008, 9:58 pm

Source: North Carolina Franklin County In The Superior Court  
 Written: 1896

TO RPU in ltr 15 SEP 2010  
 Gerald Thorp Leonard  
 to RPU  
 FOR EXTRACT  
 see (82)

(continued below)



Simon Williams, et ux., et all vs. James Upchurch, Admr. Of Ambrose Upchurch, et al.

The Plaintiffs complaining of the defendants alleges:

1st. That Ambrose Upchurch died in the County of Franklin on the \_\_ day of \_\_ 198\_ and James Upchurch qualified as his administrator, before the Clerk of the Superior Court of Franklin County, on the \_\_ day of \_\_ 189\_ Had letters of administration administered to him and immediately entered upon the discharge of the duties of his office.

2nd. That prior to the death of Ambrose Upchurch to wit: on the 26th day of June 1878, the said Ambrose Upchurch, executed a deed to the said James Upchurch, in which he attempted to convey to the said James Upchurch, a part of his tract of land in Dunn's Township, Franklin County, described as follows: adjoining the lands of R T Strickland, James Bell, and others abounded as follows on the north by Wm Upchurch, on the east by the lands of Mary Massey, on the West by the lands of W T Strickland and in the South by the lands of James Bell containing by estimation Five Hundred and Twenty acres be the same more or less. Copy of said deed is annexed hereto and marked "A", and made part hereof.

3rd. That prior to the death of Ambrose Upchurch to wit: on the 26th day of June 1878, the said Ambrose Upchurch executed a deed to William Upchurch, by which he attempted to convey to the said William Upchurch a part of his tract of land in Dunn's Township, Franklin County, described as follows: Adjoining the lands of Mary Driver, Bess Pierce and others and bounded as follows viz. in the North by the lands of Mary Driver, on the South by the lands of James Upchurch, on the East by the lands of Mary Massey in the west by the lands of R T Strickland containing One Hundred and Twenty acres more or less. Copy of said deed is annexed hereto, marked "B" and made part hereof.

4th. Both said deeds are of record in the Registry of Franklin County in book 49, page 127 and book 49, page 128 respectively, and were recorded on the 26th day of June 1878 and the 26th day of June 1878 respectively, many years after the execution of the same.

5th. That the grantees in each of the said deeds are the sons of the said grantor, were at the execution of the said deeds, not more than Two and Four years old respectively.

6th. That the said conveyances, while purporting on their face to have been made for a money consideration, were in truth and in fact voluntary conveyances, and no money was then or has ever since been paid by the grantees, therefore.

7th. That at the time of the execution of the said deeds, the grantor,



Ambrose Upchurch, was insolvent, largely indebted beyond his ability to pay and that the deeds were executed with the intent to hinder, delay and defraud the then and all subsequent creditors of the said Ambrose Upchurch.

8th. That at the time of the execution of the said deeds, the said Ambrose Upchurch, was indebted to the plaintiff, W.K. Phillips, in a large amount of money, the which was evidenced by bond and account, and that the whole of the said debt in still due and unpaid, and the said grantor, Ambrose Upchurch, did not retain property sufficient and available for the satisfaction of all his then creditors.

9th That subsequent to the execution of the said deeds, the said Ambrose Upchurch, became indebted to W.B. Allen, who afterwards made a deed of assignment to N.Y. Gulley. That said deed is evidenced by a judgment in the Superior Court of Franklin County, and the whold thereof in still due and unpaid.

10th. That the said deeds were made upon some secret trust for the use and benefit of the grantor. That no part of the recited consideration has ever been pain, or was ever intended to be paid and that said deeds were intended to be voluntary conveyances.

11th. That upon the death of the said Ambrose Upchurch, and the qualification of his said administrator, it appeared that there were no personal assets nearly sufficient to pay his debts, and the sale of the lands of the intestate in necessitated for that purpose.

12th. That a part of the lands have been, by the grantees, conveyed, or attempted to be conveyed, to J.C. Bunn, who, together with the two sons, James and William, is at present in possession of the whole tract.

13th. That until the death of the said Ambrose Upchurch, he remained in possession of the said lands, was attempted to be conveyed by himself, exercising acts of ownership over said lands all his life, and that the said conveyances were cautious and fraudulent, intended to hinder, delay and defraud the then and subsequent creditors of the said Ambrose Upchurch of the collection of their debts.

Wherefore the plaintiffs beg judgment.

- I. That said deeds be set aside and avoided.
- II. For such others ... relief as they are entitled to.
- III. And for the cost of this action.

Signed ..Attorneys for plaintiffs.

N.D. Green being duly sworn, doth say, that the facts set forth in the foregoing complaint, were stated of his own knowledge are true, and those stated upon information and belief he believes them to be true.

Sworn and subscribed before me this 21 day of January 1896.

W. J. Stallings, JP

N. D Green

File at: <http://files.usgarchives.net/nc/franklin/court/jamesupc673nwl.txt>

This file has been created by a form at <http://www.genrecords.net/ncfiles/>

File size: 5.9 Kb

**(82)** Extract of (81) in biofile of **Ambrose Amos Upchurch** who died 2 Jul 1894 intestate – Franklin Co, NC Court Case. Simon Williams et ux, et al vs. James Upchurch, Administrator of estate of **AAU**. (James W Upchurch son of AAU).

Facts:

26 Jun 1878 – **AAU** deeds to son James Upchurch age 2 years 520 acres by deed, Book 49 Page 27 – land in Dunn's Township, Franklin Co, NC.

Adjoins: R T Strickland, James Bell, et al.

on N by William Upchurch [William Gaston Upchurch] [son of AAU]

on E by Mary Massey

on W by W T Strickland

on S by James Bell

26 Jun 1878 – **AAU** deeds to son William Upchurch [William Gaston Upchurch] age 4 years – 120 acres – deed Book 49 Page 128 – land Dunn's Township

Adjoins: Mary Driver, Ben Pierce, et al

on N Mary Dunn

on S James Upchurch [James W Upchurch] [son of AAU]

on E Mary Massey

on W R T Strickland

Both deeds recorded many years after execution (Recorded 21 Jun 1878?) as **AAU** was insolvent at the time deeply indebted to W K Phillips, still unpaid.

Subsequently **AAU** became also indebted to W B Allen who then made an assignment to N Y Gulley. Grantees attempted to convey land in part to J C Bunn who with the 2 sons held all of both tracts. **AAU** continued to hold the tracts until he died.

N D Green [Nathaniel D Green, son in law of AAU attested to facts 28 Jan 1896 before W J Stallings, JP [William Jasper Stallings, grandson of AAU]

Question: Why was not W K Phillips the instigator or at least a part of this case? – RPU

(continued below)

(82) Franklin Co, NC – Superior Court Case 22 Apr 1897

Alford et al vs. William Upchurch et al – re estate of AAU [to RPU in letter 15 Sep 2010 Gerald Thorp Leonard to RPU]

Franklin County NcArchives Court....Upchurch, Ambrose August 22, 1897

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*See (83) for Extra*

File contributed for use in USGenWeb Archives by:

Susan Davis sdavis124@msn.com September 28, 2008, 5:13 pm

Source: Franklin County

Written: August 22, 1897

North Carolina In the Superior Court  
Franklin County

State on relation of .....Alford and others vs. William Upchurch and others

The Plaintiff Complaining of the Defendants say:

FIRST. That on the second day of July 1894, Ambrose Upchurch died in the County of Franklin, in the State of North Carolina, intestate, and that shortly thereafter, to-wit: on the ....day of July 1894, William Upchurch qualified as his administrator, and entered into bond payable to the state of North Carolina, with the other defendants as sureties thereto, in the sum of Four Hundred dollars, with the usual requirements and conditions of such bonds. (A copy of which said bond will be offered in evidence, in this case when in its progress it may become necessary.)

SECOND. That as such administrator, there came into his hands personal property and effects belonging to the estate of the said Ambrose Upchurch, in the sum and amount of \$299.41, which said personal property and effects, after the payment of the debts of the estate, was distributable to the plaintiffs above named.

THIRD. That the said defendant administrator had not at any time since the coming into possession of the said personal property and the said monies and chattels aforesaid, filed any inventory or made any account, showing in what manner he has disposed of said property or how he has applied the same although more than 2 years have elapsed since the grant of letters of administration ...

FOURTH. That the estate of Ambrose Upchurch was indebted if any at all, in a very small amount, and the defendant administrator, while not paying any of the debts of the estate, small and inconsiderable as they were, has not paid over to these distributees any part of the monies so received by him, to which they were properly entitled, but has elained and appropriated the same to his own use, in utter disregard of the requirements and conditions of the said bond, and the plaintiffs' rights herein.

FIFTH. That these plaintiffs are advised, that by so eloining the said moneys and chattels of the intestate's estate and appropriating them to his own use, by filing to make his inventories and account, as by the law required, and by other like acts of omission and commission, the said defendant administrator has violated the conditions of his said bond, and rendered himself and sureties liable thereon.

WHEREFORE these plaintiffs pray the Court that they have judgment against the defendant administrator and the sureties on the said administrator's bond, for the sum of ....Dollars the penalty of said bond to be discharged, never-the-less, upon the payment by the defendant and his sureties of such amount as it shall be ascertained that he owes on account of the said administration.

(2) That an account be stated by some person, thereto authorized by this Court, for the purpose of ascertaining what money or moneys have come, or ought to have come into the hands of the said defendant administrator on account of his said administration.

(3) For such other and further relief as plaintiffs may be entitled to under the circumstances of this cause, and for their costs to be taxed by the Clerk of the Court.

Signed..... and .....

W.J Stallings being duly sworn doth say that the facts set forth in the foregoing complaint, where stated of his own knowledge are true, and as to those matters where stated on information and belief, he believes them to be true.

Sworn and subscribed before me

This 22nd day of April 1897

W.J. Stallings

R.R. Harris CSC

File at: <http://files.usgwarchives.net/nc/franklin/court/upchurch671nwl.txt>

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File size: 4.1 Kb

**(83)** Extract of Franklin Co, NC Superior Court Case Sworn to 22 Apr 1897 re: estate of **Ambrose Amos Upchurch**, copy in hi biofile [Extract of (82)]

W J Stallings [William Joseph Stallings], grandson of Ambrose complains that William Upchurch [William Gaston Upchurch], son of Ambrose and administrator of his estate had faded to distribute the assets of the estate of Ambrose to the heirs. Facts:

2 Jul 1894 – Ambrose died Franklin Co, NC intestate

The estate = \$299.41; estate indebted little or none but debts not paid

Administrator has not taken any action but purloined the assets for himself.

Pray for relief.

[Note: No reference to situation whereby Ambrose fraudulently transferred land to sons before his death.]



**(83)** [repeated number – CJM 17 Oct 2020] From letter 15 Sep 2010 Gerald Thorp Leonard to RPU

Sep 1823 Court – Franklin Co, NC

[Sep 1823]  
attested the signing of the appeal by the securities the same was  
refused the said securities Nathan Patterson & Nathaniel Hunt being  
in Court and acknowledges their liability as securities

No. 114  
Same vs. Thomas Lanier} Same order as in No. 113

-----  
Ordered that Presley C. Person, Sheriff be allowed the folling[sic]  
insolvents for the year 1822, to wit,  
Moses R. Hunt 1 pole, Garrett Lington[?] two poles, Wm. Smith one pole,  
William Uzzill 1 pole, Willis Medley one pole, Janus Turner, Ambrose  
Upchurch Levy Watly Laurener Stacy, John Wills, Henry Ally, JeSse  
Gordon Willis Peal John Ascue James Collins two pole Arehd H Green two  
poles Jordan Hill, French S Goodloe two pole Willie Jones George  
Parish, Isah Smith Thomas May jr Green B. May, Allen Mensus William  
Clark, Michael Gallagher Saml H Jones 3 pole Jos Murphy Charles M  
Stuart Thomas Alford Jonathan Sharrington Butts Brown Daniel D  
PendergraSs Nelson Ander[son?] Henry Green M.W. Jeffreys.-

**(84)** 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

1819 Mays District    Ambrose Upchurch    oa    1WP    0BP

**(85)** Ambrose Upchurch

North Carolina Marriages, 175 – 1979

marriage: 01 Jan 1840

Franklin, North Carolina

spouse: Harriet Pearce

**(86)** Subject: Photo

From: Susan L Davis <sdavis124@msn.com>

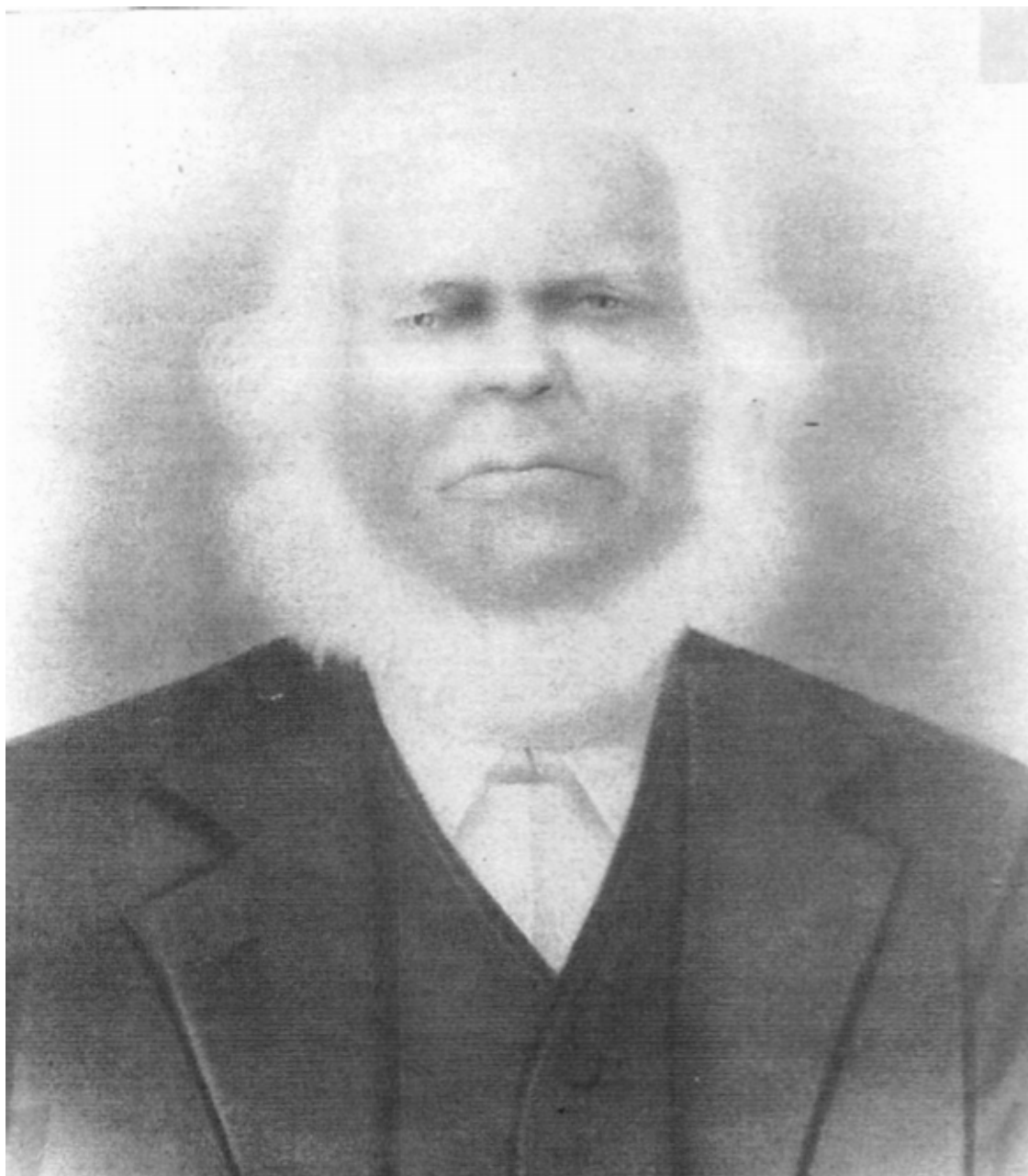
– nee Susan Alyce Lampo of the Richard  
Upchurch, III/ Burkely Upchurch Subclan  
CS-44

Date: Thu, Aug 28, 2014 1:45 pm

To: phil <phil@upchurchstory.com>

Attach: photo. JPG

See biofile of SAL who reports that this photo of AAU has been posted by a descendant Stephen  
Durwood Stallings (II?)



**(87)** [Deed – CJM 17 Oct 2020]

[Names included: Suan Davis, John Pearce, Ambrose Upchurch, Burtis Stricklin, Benjamin Pearce, A A Lancaster, Young Patterson, Alfred A Lancaster – CJM 17 Oct 2020]

Franklin County NcArchives Deed.....Upchurch, Ambrose - Pearce, John 1854  
\*\*\*\*\*

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File contributed for use in USGenWeb Archives by:  
Suan Davis sdavis124@msn.com July 25, 2009, 6:01 pm

Written: 1854

Book 31 Page 440  
State of North Carolina  
Franklin County

This indenture made and entered into this the 9th day of December in the year of our Lord one Thousand Eight Hundred & Fifty four 1854. Between John Pearce of the one part and Ambrose Upchurch of the other part both of the above County & State aforesaid, Witnesseth, that for & in consideration of the sum of Sixteen Hundred Dollars receipt acknowledge hath bargained & hold by theses presants (sp) do bargain & sell to the said Ambrose Upchurch a certain Tract or parcel of land lying in the County & State aforesaid adjoining the land of Burtis Stricklin Benjamin Pearce & others supposed to contain Four Hundred acres to the same more or less to him, the said Ambrose Upchurch his heirs or assigns forever binding my self my heirs & to forever warrant & defend the title of the same clear of any claims or claimants whatsoever together with all improvements here detaments(sp).

In testimony whereof I hereunto set my hand & affix my seal the day & date above written

signed sealed & delivered in presence of witness

John Pearce

A.A. Lancaster

State of North Carolina  
Franklin County

I Young Patterson Clerk of the Court of Please and Quarter sessions for the County aforesaid certify that the execution of the foregoing deed is this day duly proven before me at my office by the oath of Alfred A Lancaster a subscribing witness then to thfore let it be registered this the 11th day of April 1855. Y Patterson

The foregoing deed is truly registered this 12th day of April AD 1855. D. Young

File at: <http://files.usgwarchives.net/nc/franklin/deeds/pearce248dd.txt>

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File size: 2.1 Kb



**(88)** [Deed – CJM 17 Oct 2020]

[Names included: William Privitt, Ambrose Upchurch, Martha Alford, Ursuly, W A Brame, R H Timberlake, B F Greenwood, T C Horton, Ursuly Upchurch, Urguly Upchurch, Frances Pearce – CJM 17 Oct 2020]

Franklin County NcArchives Deed.....Privitt, William - Upchurch, Ambrose Upchurch, Martha Alford And Ursuly 1879  
 \*\*\*\*\*  
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<http://www.usgwarchives.net/nc/ncfiles.htm>  
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File contributed for use in USGenWeb Archives by:  
 Susan Davis sdavis124@msn.com September 28, 2008, 9:56 pm

Written: 1879

15th Day of March 1870 proved before the undersigned Judge of Probate for said County by the oath and examination of W A Brame the subscribing witness that therefore let the said Lien together with this certificate be registered.  
 R. H. Timberlake Probate Judge

The above Lien together with the certificate of Probate was this 15th day of March 1870 duly registered.  
 B.F. Greenwood by T.C. Horton

This indenture made this 5th day of March 1879 between Ambrose Upchurch, Martha Alford and Ursuly (Urguly) Upchurch of the first part and William Privitt of the second part all of the county of Franklin and State of North Carolina Witnesseth that the said Ambrose Upchurch, Martha Alford, and Urguly Upchurch for and in consideration of the natural love and affection which we have with the said Wm Privitt has given granted aliened released and confirmed unto the said Wm Privitt his heirs and apigns all of our interes in sixty acres of land which is 25 5/7 acres adjoining the lands of Frances Pearce Wm Privitt and others to have and to hold the said lands and all the appertinances thereof to him the said Wm Privitt his heirs and apigns forever, and for the better surety of the title we hereby forever warrant and defend the sum to the said Wm Privitt his heirs and assigns forever.

The day and year above written

Signed sealed and delivered in presence of F P Pearce

Ambrose Upchurch seal

Martha (her mark) Alford seal

Urguly (her mark) Upchurch seal

Franklin County in the Probate Court

The execution of the annexed Deed from A. Upchurch, M. Alford, and U. Upchurch to William Privitt was this 14th day of March 1870 proved before the undersigned Judge of Probate for said County by the\_

Book 35 p. 400, Franklin Deed

File at: <http://files.usgwarchives.net/nc/franklin/deeds/upchurch104nndd.txt>

This file has been created by a form at <http://www.genrecords.net/ncfiles/>

**(89)** [Deed – CJM 17 Oct 2020]

[Names included: W I Harris, Mollie A Harris, Ambrose Upchurch, Sheriff E A Guyton, Shaw Driver, Mary Massey, B Strickland, F P Pierce, R H Timberlake, J B Tucker – CJM 17 Oct 2020]

Franklin County NcArchives Court.....Ambrose, Upchurch 1874

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<http://www.usgwarchives.net/nc/ncfiles.htm>

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File contributed for use in USGenWeb Archives by:

Susan Davis sdavis124@msn.com July 23, 2009, 7:21 pm

Source: Franklin County, Nc

Written: 1874

Book 40 Pages 233-234

This indenture made the 24th day of January in the year of our Lord 1874 between W I Harris and wife Mollie A Harris of the first part, and Ambrose Upchurch of the second part, all of the County of Franklin & State of N Carolina Witnesseth: that the said W I Harris & wife Mollie A Harris for and in consideration of the sum of one thousand dollars in kind paid by the said Ambrose Upchurch has bargained and by these present dost grant bargain sell and convey to the said Ambrose Upchurch his heirs & assigns the right and title conveyed to use by the said Ambrose Upchurch and Sheriff E.A. Guyton of Franklin County, North Carolina a certain tract or parcel of land where the said Ambrose Upchurch, now fives, containing three hundred & ninety one acres more or less adjoining the lands of Shaw Driver, Mary Massey, B.T. Strickland and others with all and every the appurtenances thereto belonging or in any wise appertaining that have heretofore been conveyed to him by the said Ambrose Upchurch that I have before the \_\_\_ of this deed, full right absolute and lawful authority to sell the said land and promises as conveyed to one by the said Ambrose Upchurch & E A Gupton Sheriff of Franklin leave by for whichto convey by right and title to the said Ambrose Upchurch his heirs and assigns forever, in witness whereof I set my hand an seal the day and date above written.

Signed, sealed and delivered in the presents of

F.P. Pierce

W.I Harris seal Mary A. Harris seal

State of North Carolina

Franklin County

(continued below)

Whereas Ambrose Upchurch hath produced a deed of conveyance made to him from W. I. Harris and Mollie A. Harris his wife of a certain tract of parcel of land lying and being in the County of Franklin in the said State and procured the execution of the same to be by theirs signed or acknowledged and the same having been proved by the Oath of F.P. Pearce ag to W.I Harris one of the grantors of said County and it being represented to our said Court that it is required by law that Mollie A. Harris wife of the said W. I. Harris he is \_\_\_\_\_ privily as to her free consent in executing the said Conveyance. Know ye, that supposing confidence in your providence I have appointed you and by these presents do give unto you power and authority to take the private examination of the said Mollie Harris wife of the said W.I. Harris concerning her free consent in executing the said conveyance, and I therefore command you that such certainty and place as you shall think fit you to the said Mollie A Harris if she cannot conveniently come to you and privily and apart from her said husband examine her whether she executed the said conveyance freely and of her own accord and without fear or compulsion of her husband, and when you have taken the examination you are to send the same closed under your seal together without this commission to our said Court of Probate.

Witness, R. H. Timberlake Judge of Probate of said County at office this 15th day of January 1874.

Personally appeared before me F.P Pierce, Justice of the Peace of Franklin County, Mary A. Harris wife of W. I Harris and acknowledged the due execution of the foregoing deed of conveyance and the said Mary A. Harris being by our privately examined, separate and apart from her said husband touching her voluntary executive of the same doth state that she signed the same freely and voluntarily without fear or compulsion from her said husband or any other person, and that she doth still voluntarily assent thereto.

Witness my hand and seal this 24 day of January 1874 F.P Pierce JP

State of North Carolina  
 Franklin County Office of the Judge of Probate  
 I, R H Timberlake, Judge of Probate in and for said County do adjudge that the

<http://files.usgwarchives.net/nc/franklin/court/ambrose725nwl.txt> 6/26/2012

foregoing deed is duly acknowledged and the examination of Mollie A Harris wife of the said W I Harris is in due force therefore let the same be registered. R. H Timberlake, Judge of Probate

The foregoing deed is this 30th day of March 1874 Registered. J B Tucker Register of Deeds.

File at: <http://files.usgwarchives.net/nc/franklin/court/ambrose725nwl.txt>

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