

JUBAL UPCHURCH, II

Commentary: Jubal Upchurch II, was given the Upchurch name at birth as were Jubal's four other siblings. But in 1803 the NC State Legislature authorized the surname change of all five siblings from Upchurch to Carpenter. No reason for the change has been found and biological parents of the siblings are unknown. All five lived the rest of their lives with John and Elizabeth (Upchurch) Carpenter. Whether the five were born out of wedlock is unclear. John and/or Elizabeth could be parents or not, or the five siblings might have been the children of a brother of Elizabeth. Elizabeth was the daughter of Benjamin Upchurch, head of clan # 13. Jubal and his four siblings are the subject of missing link # 25 in the Upchurch Bulletin.

Acknowledgements: This biofile was transcribed by Nancy Saul, a volunteer at our Cary Facility in North Carolina.

- (1)** From letter 30 MAR 1984 Grace Williamson to RPU "From NC Genealogy Journal JAN 1976. Simeon Upchurch, Benjamin Upchurch, **JABEL UPCHURCH** (sic), Winifred Upchurch and Churchill Upchurch changed their name to Carpenter- Franklin County, NC" " The 1810 Census Franklin County, NC shows a Benjamin Carpenter and a Simeon Carpenter. On 1800 census Franklin County, NC there is a JUBAL UPCHURCH and a Benjamin Upchurch."
- (2)** See letter 30 May 1985 Helen Kirkendall to RPM **JUBAL (UPCHURCH) CARPENTER** born about 1795. Jubal Carpenter (formerly Upchurch) and Sally (Sarah) Dew, daughter of John Dew of Nash County, NC. The will of Jubal Carpenter was probated 1854 in Green County, AL.
- (3)** See letter 1 AUG 1985 Lucille Virginia Carpenter to RPU. **JUBAL (UPCHURCH) CARPENTER** was administrator of estate of his xxxx John Carpenter who died in Greene County, AL, 9 APR 1838. **JUBAL (UPCHURCH) CARPENTER** was also a benefactor or were known sons and daughters (and their husbands) of John Carpenter. One adopted son Simeon Carpenter is apparently deceased but his heirs and children are shown including a Jubal Carpenter, who would then be a nephew of the above **JUBAL CARPENTER**.
- (4)** Simeon Carpenter bill of sale to **JUBAL CARPENTER** 21 SEP 1818 Franklin County, NC Deed Book 18 Page 115, Second deed on page (41, Page 115).
- (5)** John Carpenter deed to **JUBAL CARPENTER** for love and affection and one silver dollar, reserving the use of land to himself during his lifetime, 17 MAR 1818. Franklin County, NC Deed Book 18, Page 43, (41, Page 115).
- (6)** See Letter 23 MAY 1986 Lucille Virginia Carpenter to RPM. She restates the presumption that the 5 who changed their name Upchurch to Carpenter 1800 to

1804 (Including **JUBAL (UPCHURCH) CARPENTER I**) are among the 10 children of John Carpenter born 1760-1770 died APR 1836 and Elizabeth Upchurch born about 1771 died 1850-1860. **JUBAL (UPCHURCH) CARPENTER I** married Sarah Dew in Edgecombe County, NC and lived in Greene County, AL.

- (7)** See Biofile of Elizabeth Upchurch (XID-15711) entry 12 MAY 1986 Jubal Carpenter born 1797 (NC) died 1851 (Greene County, AL) married Edgecombe County, NC Sarah Dew.
- (8)** See Letter 26 FEB 1997 Catherine Lambert to RPM
- I. Benjamin Upchurch-Head of Clan
- A. Elizabeth Upchurch married John Carpenter
1. Jubal Upchurch, II 1803 **JUBAL CARPENTER, SR.** born about 1797 (NC) died 1854 (Greene County, AL). His will dated 12 NOV 1849 was probated 9 OCT 1854 and names children. He married Sarah Dew "Sally".
- (9)** See Biofile of John Carpenter-entry 27 JUL 1986.
- I. Benjamin Upchurch-Head of Clan
- A. Elizabeth Upchurch married John Carpenter. They were in Greene, County AL when John died leaving Elizabeth a widow with children. Record appears 9 APR 1838 -Greene County, AL Orphans Court Book D page 390- John Carpenter deceased- his son Jubal Carpenter- Administrator. Details show:
- I. John Carpenter died <9 APR 1838. Married Elizabeth () [Elizabeth Upchurch] SL (still living) APR 1838.
- A. Ludwell Carpenter [James Ludwell Carpenter]
- B. Benjamin Carpenter [Samuel Benjamin (Upchurch) Carpenter]
- C. Jubal Carpenter [**JUBAL (UPCHURCH) CARPENTER**]
- D. Churchwell Carpenter [William Churchwell (Upchurch) Carpenter]
- E. Winifred Sanderford [Winifred (Upchurch) Carpenter] [deceased <APR 1838] Married James Sanderford.
- F. Elizabeth Williams [Elizabeth Carpenter] [deceased <APR 1838] Married Lawrence Williams.
- G. Mary Rainey [Mary Carpenter] [deceased <APR 1838] Married James H. Rainey.
- H. Simeon Carpenter [deceased <APR 1838]
1. Furney L. Carpenter
2. Thomas Carpenter
3. Rowena Carpenter
4. Elizabeth Carpenter
5. Jubal Carpenter
6. Stephen Carpenter
7. Nancy Carpenter
- I. Nancy Richardson [died <APR 1838] [Nancy Carpenter]

1. Julia A. Richardson
2. Milly M. Richardson
3. Elizabeth Richardson
- J. Harriet Lutt [died <APR 1838] [Harriet Carpenter] married ____ Lutt
 1. John Z. Lutt
 2. James H. Lutt
 3. Nancy J. Lutt
 4. W. Lutt

(10) From letter 12 APR 1997 Catherine Lee Lambert to RPU

The State of Alabama, Greene County.

Know all men by these presents, that we Churchwell Carpenter
~~Jubal Carpenter~~ Jethro Harrison and Jonathan
~~Cockrell~~ are held and firmly bound unto William B. Street Judge of the
 Orphans' Court of said County, in the sum of forty thousand dollars,
 to be paid to the said Judge, ~~or~~ ^{and} to his successors in office. For which payment,
 well and truly to be made, we bind ourselves, our heirs, executors and administra-
 tors, jointly and severally, firmly, by these presents; sealed with our seals, this 28th
 day of March 1836. The condition of the above Obligation is such,
 That whereas, the above bound Churchwell Carpenter & Jubal
~~Carpenter~~ Carpenter ~~has~~ been duly appointed Administrators of all and singular the goods and chattles,
 rights and credits, of John Carpenter deceased. Now,
 if they shall well and truly perform all the duties, which are or may be by law
 required of them as such Administrators then, the above Obligation to be void;
 otherwise to remain in full force.

Signed, sealed, acknowledged and delivered
 in open Court.

Attest, Henry B. Street Jethro Harrison Jonathan Cockrell
Wm B. Street Churchwell Carpenter Jubal Carpenter Jethro Harrison Jonathan Cockrell

This document shows that Churchwell Carpenter [William Churchwell Upchurch → Carpenter], Jubal Upchurch [Jubal Upchurch II → Jubal Carpenter, Sr] were on 28 MAR 1836 confirmed as executors of the estate of John Carpenter and that they along with Jethro Harrison and Jonathan Cockrell were bonded for \$40,000 to William B. Street, Judge in Orphan's Court for performance. [This is taken to mean the estate of John Carpenter was valued at \$40,000 –RPU.]

(11) Recap of the three Jubal Upchurch family members - RPU

I. Richard Upchurch II (XID-152)- Head of the Moccasin Creel Area Branch of the Upchurch Family.

A. Jubal Upchurch, I (XID-158) born about 1775 (Franklin County, NC) died about 1836.

B. Nathan Upchurch, I (XID-78)

1. Burtis Upchurch (XID-80)

a. **JUBAL UPCHURCH, III**, born about 1829 (Western Wake County, NC died 1863 (Civil War)

X. Unidentified Upchurch (male or female?)

1. **JUBAL UPCHURCH, II**

2. Simeon Upchurch

3. Benjamin Upchurch

4. Winifred Upchurch (female)

Note: As children these 4 had their last name changed from Upchurch to Carpenter in 1803. They lived in Franklin County, NC.

(12) See letter 30 MAR1984 Grace Williamson to RPU From NC Genealogy Journal, JAN 1976 issue.

Simeon Upchurch, Benjamin Upchurch, (A)Jabel Upchurch (JUBAL UPCHURCH?-RPU), Winifred Upchurch, Churchill Upchurch changed their names to Carpenter

1803-Franklin County, NC

1810 Census- Franklin County, NC shows a Benjamin Carpenter and a Simeon Carpenter.

1800 Census- Franklin County, NC shows a (B) **JUBAL UPCHURCH** and a Benjamin Upchurch.

[(A) and (B) are not necessarily the same RPU]

(13) ORGANIZATIONAL NOTE:

In 1803 the NC State Legislature authorized five Upchurch children of Franklin County, NC to change their last name from Upchurch to Carpenter. In keeping with the usual practice of RPU the xxxx basic Biofiles for these individuals will be kept under the Upchurch name but with a brief cross reference under the Carpenter name. The scheme is as follows:

Biofiles Kept Under

Simeon Upchurch

Samuel Benjamin Upchurch

JUBAL UPCHURCH, II

*William Churchwell Upchurch

Winifred Upchurch

Cross-referenced as

Simeon Carpenter, I

Samuel Benjamin Carpenter, Sr.

Jubal Carpenter, Sr.

William Churchwell Carpenter*

Winifred Carpenter

*The “William” part of this name has been called into question and while the William part will continue to be used for the present this person will be cross referenced as Churchwell Upchurch, AKA Churchwell Carpenter.

(14) Jubal Upchurch
North Carolina Marriages, 1759-1979
Marriage 08 Jan 1855
Wake, NC
spouse: Dicey Mainord

(RPU note – This Jubal Upchurch is not Jubal II (the subject of this biofile) but rather Jubal Upchurch III, as shown in Item 11 above – 16 Jan 2017