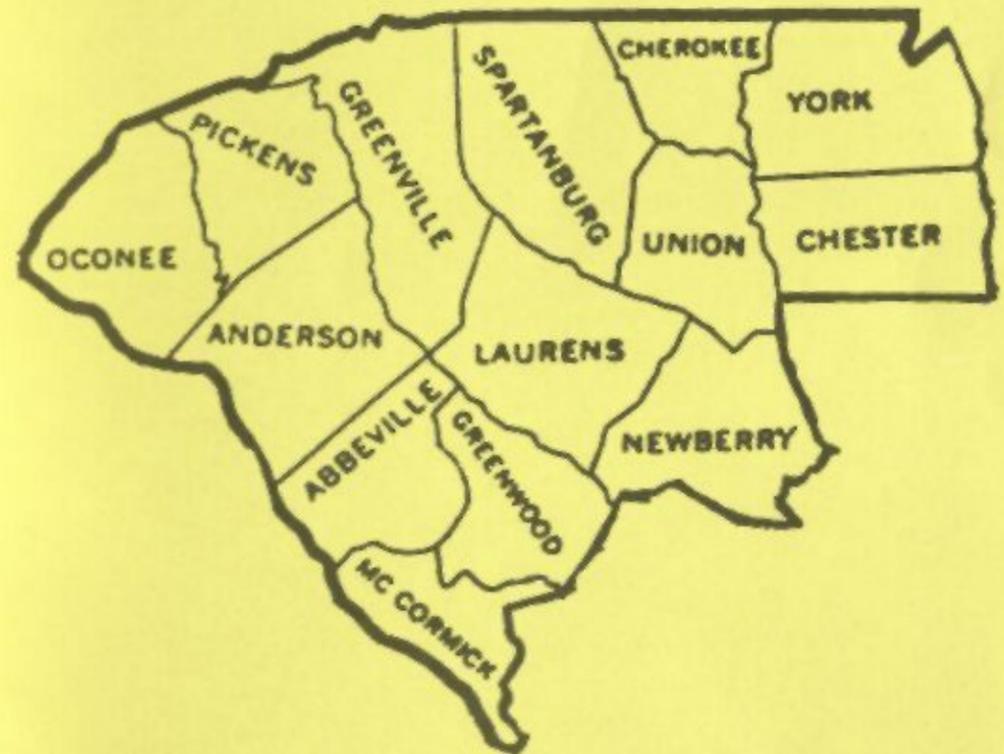


KENNEDY ROOM

# UPPER SOUTH CAROLINA GENEALOGY & HISTORY



PUBLISHED BY THE PIEDMONT HISTORICAL SOCIETY

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The Piedmont Historical Society was formed in 1978 and chartered in 1981 under the laws of South Carolina for the purpose of collecting, preserving and publishing historical and genealogical records of upstate South Carolina and other areas of the state.

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Published quarterly in February, May, August, and November.

# IN MEMORIAM



## TOMMY JOSEPH VAUGHAN

Born July 11, 1946, Union County, SC

Died March 9, 2001, Spartanburg County, SC

As a researcher and person, Tommy Vaughan was a true Southern gentleman and a scholar of the highest level. His knowledge was phenomenal—especially of the Union County, SC area and its families. Tommy was a real worker and dedicated researcher. No task was too small for him and even though his health was failing, he continued active until the end. When he suffered his fatal heart attack, he was copying the New Hope Baptist Church cemetery. A mutual friend remarked that she couldn't think of a more appropriate way for a genealogist to go. He died doing what he enjoyed. (Tommy wasn't specific as to which New Hope Church he was going to and his body wasn't found until the next day.) In addition to serving as Vice President and Co-Treasurer of Piedmont Historical Society and being a frequent contributor to this publication, Tommy was Vice President of the Pinckney District Chapter, S. C. Genealogical Society; Lt. Commander of the States Rights Gist Camp, S. C. V.; and genealogist for the Daniel Morgan Chapter, S. A. R. He compiled and edited two volumes of newspaper abstracts of marriage and death notices from Union County, SC newspapers. Tommy's death leaves a great void in the lives of all who knew him. He was the only child of the late Joseph William Vaughan and Grace Marie Ingle. He was reared most of his life in the home of his paternal grandparents, the late Kemp Tyson Vaughan and Absie Mosley. The Society extends its deepest condolences to his wife, the former Joyce Crevier, their children Joey, Leigh, Ty and their families.

## FAMILY BIBLE RECORD OF JOHN WESLEY LOWE OF SPARTANBURG COUNTY

Contributed by Mrs. Jeanne Lowe Tucker, 6050 Hickory Grove Rd, Hickory Grove Baptist Church, Charlotte, N.C. 28215; <jtmedia@juno.com>, <BonnieJTL@aol.com>

Contributor's Note: Words and statements not in the original Bible Record are enclosed by square brackets, []. The publisher and the publication date of the Bible are unavailable to the contributor.

### FAMILY RECORD MARRIAGES

J. W. Low [ & ] I. H. Clement was Mar Aug 3 1856 Flossie Ell Netherton [ & ] Merlin Henry Franks were married June 29, 1929

[John Wesley Low and Ibbie Helen Clement were married August 3, 1856.] Flora Lee Netherton [ & ] Herman Lee Johnson were married Dec 14, 1935

### BIRTHS

J. W. Low was Born Sept. 29. 1828  
I. H. Clement was Born June.18.1834

Bird Low was born August 15. 1804  
Died July the 22 1873  
Elizabeth Low was Born Marc[h] 21 1801  
Died Dec 31 1868  
[They were the parents of John Wesley Low.]

Fletcher Smith Low was bor. october.12.1857  
Jocephus Low was bor. Au[gust] 25.1859  
William Low was Bor. de[ce]mber] 6.1860  
Bona[parte] W Low was born August the 12 1863  
Lawson C. Low was born march 10 1865  
Talula Low was Born August the 12 1867  
Eric Camilla Low was born August the 26 1869  
Carrie Low was Born November the 8 1871  
Sallie Low was born April the 22 1875

T. J. Netherton was born February 7<sup>th</sup> 1862  
[He was the husband of Sallie Low.]  
Flossie L Netherton was Born November 24<sup>th</sup>, 1908  
Flora Netherton was born February 17<sup>th</sup> 1914  
Herman Lee Johnson was born March 19, 1904

William Clement was Born March the 12.1809  
Mahala Clement was Born April 20<sup>th</sup> 1808  
[They were the parents of Ibbie Helen.]

Emily C. Clement was Born Oc[tober] 22<sup>nd</sup> 1832  
[Emily was a sister to Ibbie Helen Clement.]  
Benjamin P. Dill was Born Oc[tober] 19<sup>th</sup> 1859  
[Benjamin is a son of Emily C. Clement Dill.]

### DEATHS

John W. Low Died Sept 13, 1876  
I. H. Lowe Died September 16, 1915

[The following is an attempt to transcribe a note by John W. Low about six months before he died.]

William Clement Died January the 3 1888

with out a chang it wont bee konong i ha[ve] to go you ma car m body to the gra[v]e i feel like my Spirit will [be] lef bee left hind to watch over the life boys & girls March 9 1876 J. W. Low

T. J. Netherton died March 29, 1926  
Sallie Lowe Netherton died oct 19, 1945

...

### FAMILY BIBLE RECORD OF PHILLIP HARRISON BYARS

Contributed by Billy Joe Byars, 816 Floyd Road Extension, Spartanburg, SC 29307  
<bbyars@bellsouth.net>

Contributor's Note: Words and statements not in the original Bible Record are enclosed by square brackets, []. This Bible record is from the genealogy files of Cherokee County Public Library, Gaffney, SC. The publisher and the publication date of the Bible are unavailable to the contributor.

#### MARRIAGES

- P. H. Byars & Sarah Cooper was married June 2<sup>nd</sup> 1839  
Luther G. Byars & Sally Cooper was married Nov [rest of date omitted]  
Sarah H Byars [daughter of P.H. & Sarah Byars] & Asa Tindall Jr. was married Dec' 23<sup>rd</sup> 1869  
W<sup>m</sup> D. Byars Son of P.H. & Sarah Byars & M. C. Lavender was married March 10<sup>th</sup> 1870  
Mary Jane Byars & James L. Humphries was married  
Ja<sup>s</sup> W Byars & Cynthia Jane McCraw was married March 29<sup>th</sup> 1877  
[Another entry is too faint to decypher.]

#### BIRTHS

- Lorenzo Newton Byars, 1<sup>st</sup> son of P.H. & Sarah Byars, was born April 6<sup>th</sup> 1840  
Junius Franklin Byars 2<sup>nd</sup> son of P.H. & Sarah Byars was born January 6<sup>th</sup> 1842  
Luther Graham Byars 3<sup>rd</sup> son of P.H. & Sarah Byars was born September 19<sup>th</sup> 1844  
Mary Jane Byars 1<sup>st</sup> daughter of P.H. & Sarah Byars was born June 7<sup>th</sup> 1847  
Sarah Henrietta 2<sup>nd</sup> daughter of P.H. & Sarah Byars was born June 1<sup>st</sup> 1849  
William David Byars 4<sup>th</sup> son of P.H. & Sarah Byars was born January 11<sup>th</sup> 1850  
James Wesley Byars 5<sup>th</sup> son of P.H. & Sarah Byars was born May 17<sup>th</sup> 1853  
Malissa Ann Byars 3<sup>rd</sup> daughter of P.H. & Sarah Byars was born August 28<sup>th</sup> 1855  
Julia Josephine Byars 4<sup>th</sup> daughter of P.H. & Sarah Byars was born November 29<sup>th</sup> 1857  
Edward Harrison Byars 6<sup>th</sup> son was born Feby 5<sup>th</sup> 1860  
[The final entry is too faint to read.]

#### DEATHS

- Isaiah Iverson Byars, son of Henrietta Byars, Died April 6<sup>th</sup> 1835 4 years old  
Lorenzo Newton Byars died in The soldiers Relief Hospital Charleston S.C. on Monday morning 10 oclock A.M. the 14<sup>th</sup> July 1862. He died a patriot and Christian. Aged 22 years 2mos. & 8 days.  
"Blessed are the dead who die in the Lord"  
[first name too faint to read] Byars died Feby 6<sup>th</sup> 1864  
Junius Franklin Byars died on Friday 14<sup>th</sup> October 1864 aged 22 years 9 months & 5 days  
5<sup>th</sup> Daughter of P.H. & S. Byars was Born April 19<sup>th</sup> 1865 & died May 11<sup>th</sup> 1865

[On a separate sheet of paper were recorded the following deaths.]

- P. A. Byars died March 1<sup>st</sup>, 1899  
Sallie Byars died Feb 5<sup>th</sup>, 1911  
Sarah Henrietta Tindall died [ ] 11<sup>th</sup> 1877  
Rev. David D. Byars [Brother of P.H. Byars] died Sept 10<sup>th</sup> 1887 aged about 69 years  
Malissa Ann Tindall died Dec 2 1948  
Julia Smith died 1899

Willie Smith died [no date given]

[On the same piece of paper is found the birth dates of P. H. Byars and of his wife.]  
P.H. Byars was Born Jan'y 20<sup>th</sup> [?] 1815  
Sallie Byars was born Jan'y 31<sup>st</sup> 1822  
They were married June 2<sup>nd</sup> 1839 by the Rev<sup>d</sup> Drury Scruggs

\*\*\*

### DEATH OF MRS. CAROLINE YARBOROUGH OF OCONEE COUNTY

Source: *The Edgefield Chronicle*, issue of September 25, 1889

From Seneca City comes to us the sad news of the death there, on the 14th inst., of Mrs Caroline Yarbrough, the venerable and universally beloved widow of Dr. George Yarbrough. It will be remembered that this prominent and wealthy Edgefield family removed from among us in the troublous times which immediately succeeded the close of the war. Dr. Yarbrough died at Seneca some two or three years back. Mrs. Yarbrough was a Miss Black, of an honored Saluda Family, and, as the widow of Dr. George Coleman, Esq., married Dr. George Yarbrough. Mrs. Yarbrough was about 70 years of age, and leaves two children, Mr. Mat. Coleman and Miss Lizzie Yarbrough, to whom we beg leave to express our tenderest sympathy. The telegram which announces Mrs Yarbrough's death says:

"She was one of the oldest residents of this place, a consistent member of the Baptist church, and universally esteemed for her many Christian virtues, as was evidenced by the large attendance of sympathizing friends at the funeral services on Sunday, at which Dr. Manly, her pastor, officiated.

\*\*\*

### SEQUEL TO "BLOODSHED IN ABBEVILLE"

Editor's Note: In the November, 2000 issue of this *Quarterly* there appeared an article entitled "Bloodshed in Abbeville", which gave an account of the killing of D.L. Mabry by John T. Lyon. The following is a follow-up item on the same event.

Source: *The Edgefield Chronicle*, issue of October 23, 1889

Gone to the Higher Assizes

John T. Lyon, the aged and prominent citizen of Abbeville, who killed young Mabry some months back, died in his cell in the jail of Abbeville county, on the 10th inst. From the Abbeville correspondence of the *News and Courier*, we learn the following:

"His prayers were pitiful, and the surroundings all spoke of intense suffering."

"The cell was made as comfortable as possible by loving hands and bore signs of efforts to do all that could be done for the dying man. His wife, herself a venerable Christian woman, sat at his bedside and administered to his wants. Just before we left the rays of the setting sun glistened through the bars of the window in the cell and fell across the emaciated form of the accused and spread a beautiful light over the entire room.

"The funeral services took place this afternoon at Upper Long Cane Church, in the presence of a large assemblage of relatives and friends.

"It has been thought best to let the entire matter end with the death of the last actor in the tragic scene, and [crease in paper] ... is the better line of action."

\*\*\*

## FAMILY GROUPS AND FAMILY CONNECTIONS FROM COUNTY COURT RECORDS

Contributed by Dr. James L. Reid, 730 Walnut Hill Road, Campobello, SC 29322.

Contributor's note: The intent and purpose of this contribution is to expose family groups and family connections from the various types of court records from the upstate counties of South Carolina. The county and the type of record will be carefully identified. The wording, sentence structure (or lack thereof), and punctuation (or lack thereof) of original documents will be followed as closely as possible. Information within a document that is not essential nor relevant to the genealogical content will be elided, as indicated by successive dots, i.e., ... . Statements or individual words not in the original document will be enclosed by square brackets [ ]. Names, places and dates are sometimes set in boldface type by the contributor for purposes of highlighting and emphasis.

### ABBEVILLE COUNTY

[The Abbeville County court record that is the subject of this entry makes reference to several old documents from the early courts of the state of Virginia. It seems more logical to present these older records first, so as to give the reader a clear setting of events and persons to which the Abbeville records refer.]

### KING WILLIAM COUNTY, VIRGINIA

#### Deed of Gift of John Butler (1727)

To all Christian people to whom these presents shall come Know ye that I John Butler of S<sup>t</sup> John parish in the County of King William have and by these presents doe for divers good causes and considerations me hereunto moving but more especially for the great love and naturall affection that I beare unto **my two grand daughters viz Rosamond Roberts and Judith Roberts** I doe freely give, grant and confirm unto these my two grand Daughters Three negroes (viz) **Cate, Bob & Dulcy** them and all their after increase to these my two Grand Daughters Rosemond Roberts and Judith Roberts, to them and to the heirs of their body lawfully begotten forever: and In case that either of these my two grand Daughters should die in their none age or without heir lawfully begotten, then the surviving Sister to have and enjoy the deceased Sisters part these three negroes Cate Bob and dulcy to remain in the care of **my son in law Morris Roberts** untill these my two grand Daughters shall attain to the age of eighteen years and when Rosemon shall attain that age the aforesaid negroes and all their Increase to be equally divided between my two grand Daughters Rosemond and Judith Roberts and if My son in law Morris Roberts should die before these my two Grand Daughters come to the age of eighteen years then ye above s<sup>d</sup> three negroes and all their increase to be and remain under the care and Jurisdiction of me the above s<sup>d</sup> Butler or my heirs till these my two granddaughters be of the full age of eighteen years, or if it should so happen that these my two granddaughters should die in their non age or without heirs Lawfully begooten then to the aforesaid Butler, or to **my four sons** forever: and I doe freely Give above s<sup>d</sup> three Negroes them and all their Increase to these my two Grand Children Rosamond and Judith Roberts and their heirs forever, from me my heirs executors and administrators or assigns and from the right title, claim or interest of any other person claiming from, by or under me. In witness whereof I have hereunto set my hand and Seale this **twenty day of July 1727**

Teste  
Charles Burnes Thomas Butler John Butler

At a court held for King William County on the 20th day of July anno domini 1727.—  
John Butler acknowledged this Deed and at His motion it was admitted to Record  
Teste, W<sup>m</sup> Aylett—clerk

State of Virginia, King William County} I Robert Pollard Clerk of Court of the said county do hereby certify that the foregoing is a true copy from the [word(s) covered by the seal] deeds of the Court of said County.

In testimony whereof I have hereunto set my hand and affixed the seal of the said county this 30<sup>th</sup> day of August 1815 in the 40<sup>th</sup> year of the Commonwealth. Robert Pollard Virginia, King William County} I Isaac Quarles presiding magistrate of the Court of the said County, by virtue of the power and authority invested in me by an act of the Congress of the United States entitled "an Act to prescribe the mode in which the public acts records & Judicial proceedings in each state shall be authenticated so as to take effect in every other state" do certify that the above attestation is in due form, that Robert Pollard whose certificate is hereunto annexed is Clerk of Court of the said County (and that full faith and credit is due and ought to be given to all his official Acts, as well in Courts of Jurisdiction as there sent—Given under my hand and seal this 30<sup>th</sup> day of August 1815 in the 40<sup>th</sup> year of the commonwealth  
Isaac Quarles {Seal}

### SPOTSYLVANIA COUNTY, VIRGINIA

#### Deed of Release, William & Judith Arnold to James Edwards (1787)

(Exhibit A)

This indenture made this 13<sup>th</sup> day of June in the year of our Lord one thousand Seventeen hundred and eighty Seven [1787]. Between **William Arnold** of the County of Spotsylvania and **Judith Arnold** his wife of the one part, and **James Edwards** of the same county of the other part. *WITNESSETH*, that whereas the said William Arnold & Judith his wife hath heretofore claimed of the said James Edwards several negro slaves descendant of slaves given by John Butler of King William County to his granddaughter Rosamond Roberts, wife of the said James Edwards and mother of the said Judith Arnold which said deed of gift from the said John Butler to his said granddaughter Rosamond roberts is dated the 20<sup>th</sup> day of July 1727. And recorded in the County Court of King William recourse being thereto had will more fully appear. & the said William Arnold & Judith his wife hath this day agreed to & with the said James Edwards to compromise the said matter & in consideration of the terms hereafter mentioned they the s<sup>d</sup> William & Judith his wife doth hereby release and give up to the said James Edwards his heirs or assigns forever, all right title, claim & demand that they or either of them hath to the slaves above mentioned in consequence and consideration of the s<sup>d</sup> James Edwards having this day lent unto the William Arnold and Judith his wife during their natural lives, under the following reservation Four Negroes, viz, **Isaac Lucy & Phillis & Isbell** and the increase of the Said females. And at the death of the said William Arnold and Judith his wife the Slaves and their increase to descend to **Ann McGee, Austin Scuddy, and John Scuddy children of the said Judith Arnold** and grandchildren of the said James Edwards and theirs forever. The reservation before mentioned is that the said four slaves Isaac, Lucy, Phillis & Isbell & and their increase should be held in Trust **Benj<sup>r</sup> & John Waller** as trustees to see that the profits of the said slaves should be applied to the sole use of the said William Arnold and Judith his wife during their natural lives and after their decease to descend as before mentioned So that the said slave shall not be liable to any contract of the s<sup>d</sup> William Arnold and Judith his wife, past present or future. Yet so as the Said trustees to be in no case answerable for any accidents respecting the said Slaves, and for the time and faithful performance of this release of right and every part thereof the said William Arnold & Judith his wife have hereunto set their hands and affixed their seals the day and year afs<sup>d</sup>

William Arnold {Seal}

Judith Arnold {Seal}

Signed Sealed and delivered in the presence of

his her  
**John Graves Peter X Arnold Betsy X Arnold John G. Graves**  
mark mark

## SPOTSYLVANIA COUNTY, VIRGINIA

## Deed of Gift (1787)

## (Exhibit B)

This indenture made this 13<sup>th</sup> day of June in the year of our Lord seventeen hundred and eighty seven [1787], Between James Edward of the County of Spotsylvania of the one part and Ann McGee, Austin Edward Scuddy & John Scuddy, grandchildren of the said James Edwards of the other part. *WITNESSETH*, that the said James Edwards for the natural love and affection that he hath for his said grandchildren and for and in consideration of the sum of five shilings to him in hand paid by the said Ann McGee, Austin Edward Scuddy, & John Scuddy, at and before the ensembling and delivery of these presents, the receipt whereof the said James Edward hereby acknowledges & the said Ann McGee, Austin Edward Scuddy and John Scuddy, and their Exors & adm<sup>r</sup>, thereof & therefrom, do forever exonerate & discharge by these presents, do fully clearly and absolutely give grant bargain and sell unto the said Ann McGee, Austin Edward Scuddy, & John Scuddy & and to their and to each of their heirs & assigns forever in equal division thirty slaves provided that the said Austin Edward Scuddy and John Scuddy live until they come of age or marry. but in case either of them die before they arrive to that period, then their portion herein conveyed to descend to the survivor or survivors of the above said grandchildren & to their heirs forever. The following negroes given and sold by these persents to Ann McGee and her heirs & assigns forever Are **Nan, Isaac, Hannah, Philis, Sampson, little Philis, Julius, Ralph, Ailse, Henry & Anthony** in all ten, and the increase of the said females, the negroes given and sold to Austin Edward Scuddy & his heirs and assigns forever are **Lucy, Davy, Giles, Lovy, Brener, Kitty, little Sam, Edom, Sue, & little Latt** and the increase of the females. Negroes given and sold unto John Scuddy and his heirs and assigns forever are **Rose, Goliah, Lee, Mila, Dicey, Cyrus, Fielding, Jack, Stephen, & Siller** and the increase of the said females. And as the said Austin Edward Scuddy & John Scuddy, are under age, **William McGee Jun** is hereby empowered to act as a trustee for the said Austin Edwards Scuddy and John Scuddy until they arrive at the age of fourteen years, at which time they shall be free to choose a guardian in Spotsylvania County, to act in trust for them untill [they] come of age, or marry, the said **Austin Edwards Scuddy being twelve years old the fifteenth October next & the said John Scuddy being eight years old the fourth day of December next.** And he the said James Edwards, will warrent & defend the said slaves as before described against the claims or demands of any person or persons whatsoever. in witness whereof the said James Edwards hath hereunto set his hand and seal the day and year above written

Signed, Sealed and delivered in the presence of James Edwards {Seal}  
John Graves John C Graves John Waller Benj. Waller

## SPOTSYLVANIA COUNTY, VIRGINIA

## Will of James Edwards (1788), A Copy

In the name of God Amen. I **James Edwards** of Spotsylvania County being sick and weak but of sound mind and memory blessed be God for the same, yet sensible of my mortality do therefore make and ordain this my last will & Testament in form following. **In primis:** I recommend my Spirit into hands of the said Jesus Christ & to my body I desire it should be inturred in such Christian like manner as my Executors hereafter mentioned shall desire in my own burying yard

**Item.** I lend to my beloved wife **Elizabeth** during her natuural life the tract of land I now live on containing by estimation four hundred acres. Also my four negroes **Sam, Lett, Gilbert, and old Kate** & the increase of the same women, also fifteen head of cattle seventy head of hoggs two feather beds & furniture two chests my desk [ ? ] tables, all my Kitchen furniture & plantation tools. Also a small bed at William McGees. Also fifty Barrells of corn & all my chairs: which said vehicles I desire my Exors to deliver to her & at my said wife's death I give & bequeath all the said articles except the Land to be divided

between my wives four children **James Arnold, Barbery, Susannah & Betty** & the survivors of them should either die before they come of age or marry to them & their heirs forever.

**Item.** I give and bequeath unto James Arnold son of my said wife Elizabeth two negroes viz **Cyrus & James.** Also fifty pounds (specie) & one feather bed & furniture which he generally lies on & my horse called General my saddle & Bridle Also the four hundred acres of land I now live on (reserving my said wives life [interest] in the same.) to him and his heirs forever.

**Item.** I give & bequeath unto **Barbery & Susannah Arnold** Daughters of my wife Elizabeth the articles hereafter mentioned under the proviso that if either of them should die before they come of age or marry, that the survivor of them should possess [what] I have bequeathed to the other to her & her heirs forever

**Item.** I give & bequeath unto Barbery Arnold my three negroes **Dilce, Ned, & Rose** & their increase also one hundred pounds (specie) & one feather bed & furniture & one chest to her and her heirs forever.

**Item.** I give & bequeath unto Susannah Arnold my three negroes **Poll, Suke, and little Kate** also one hundred pounds (specie) and one feather bed & furniture & one chest to her & her heirs forever

**Item.** I give and bequeath unto **Betty Arnold** Daughter of my said wife Elizabeth my two negroes **Daniel & Harry** & my mare called Peggy to her and her heirs forever.

**Item.** After my just debts & Legacies are paid off then I give and bequeath all the remainder to my daughter **Judith Arnold** to her and her heirs forever.

**Lastly.** I nominate constitute & appoint my three friends **John Graves Sen' Benjamin Waller & John Waller his brother** whole & sole Executors of this my last will and Testament. In *WITTNES* whereof I have set my hand & seal this 13th day of **October 1788.**

In the presence of his James Edwards

**James Pettus Joseph Pettus Lindsey X Arnold**

mark

**James Edwards Will Proven**

At a court held for Spotsylvania County on Tuesday **December 2nd 1788** the last will and Testament of James Edwards dec<sup>d</sup> was proven by the oaths of two witnesses thereto and ordered to be recorded: and on motion of John Waller and Benjamin Waller two of the executors therein named who made oath thereto and together with **John Woolfolk Joel Parrish William Wiglesworth** their securities into and acknowledged their bond in the penalty of three thousand pounds as the Law decrees certificate is granted them for obtaining a probate in due form and John Graves the other executor named in the same will came into court and refused to take upon himself the burthen of the execution thereof

Teste **Jos<sup>p</sup> Chew** c. of c.

State of Virginia, Spotsylvania County) I **Robert Chew** clerk of County of Spotsylvania in the state aforesaid do hereby certify that the foregoing (on the other side of this paper) is a true copy of the original will of James Edwards dec<sup>d</sup>, recorded, and filed in my office. Given under my hand the **2nd** day of **September 1815** and in the 40th year of the commonwealth Robert S. Chew clk State of Virginia, Spotsylvania County I **Edward Herndon**, presiding Justice of the Court of Spotsylvania County in the state aforesaid, do hereby certify that the attestation hereto annexed, made by Robert S Chew clerk of the said Court, is in due form, and by the propere officier appointed by the laws of the said state for that purpose, and that full faith and credit is due thereto in every court or office in the United States. Given undermy hand, at the County of Spotsylvania in the State of Virginia aforesaid, this **4th** day of **September** in the year **1815**, and of the independence of the United States the 40th

Edward Herndon J. P.

[Here begins the first document of the Equity Court case in Abbeville District.]

Ninety Six District (Abbeville), SC, Equity Court, Box 56, Package 3167, **Judith Arnold vs James Arnold Benjamin Reynolds & wife Jos Foster & wife Jn<sup>r</sup> V Reynolds William Graves (1815), Bill for Ne Exeat Injunction Discovery & relief**  
 State of South Carolina, Ninety Six district} In Equity To the Honorable **William James, Waddy Thompson, Theodore Galliard, Henry William DeSaussure & Thomas Wates**, Judges of the Court of Equity of the said state

Humbly complaining sheweth unto your honors, your oratrix **Judith Arnold** of the dis<sup>t</sup> & state aforesaid, that **John Butler** of the state of Virginia on or about the twentieth day of July in the year of our Lord one thousand seven hundred & twenty seven [1727] did by Deed execute in the County of King William & state of Virginia freely give grant & confirm unto his granddaughters **Rosamond Roberts & Judith Roberts** three negroes, to wit **Cate Bob & Dulcy** together with all their after increase to them the said Rosamond & Judith & the heirs of their bodies Lawfully begotten forever—the said Rosamond & Judith being then infants and of tender years, the aforesaid negroes were committed to the care & attention of **Morris Roberts son in law** of the said John Butler & father of the said Rosamond & Judith until they should arrive at the age of eighteen years at which time they should be equally between the said Rosamond & Judith. The intention of the donar John Butler was partly carried into effect for upon their attaining the age of eighteen the said negroes were equally divided between the said Rosamond & Judith at or about the time the said Rosamond Roberts intermarried with **James Edwards** the father of your complainant who by virtue of said marriage took into his possession that part of said negroes which fell to the said Rosamond upon the division aforesaid among which was the negro woman Dulcy mentioned in the Deed of Gift and commonly called and known by the name of Dile That the said Rosamond Edwards formerly Rosamond Roberts mother of your complainant died without about the year seventeen hundred & forty seven [1747] leaving your oratrix then about five years of age together with two other children (who died without issue) the only issue of her body. that during her tender years she lived with her father James Edwards & and at or about twenty years of age intermarried with **John Scuddy** who dying in the year seventeen hundred & seventy nine [1779] left to her care several young & helpless children of whom **John, Augustine, & Anne** are the only survivors. That altho your oratrix was & is the only surviving child of the said Rosamond & James Edwards and upon the death of her mother was legally entitled to all those negroes and their increase that came Rosamond Roberts her mother upon the division in pursuance of the deed of the said John Butler among which was particularly the negro woman Dulcy & her increase, yet her father seeming to disregard even the ties of nature rear'd her up in ignorance so gross as not be able to learn the existance of her rights, and often withheld from her that parental hand which should have bountifully administered to her wants.

Thus your oratrix continued to feel the buffeting of a cruel & hard fortune which she never merited (for a relation far less near apparently from intuition had guarded against this cold hearted & unfeeling father by intailing the negroes mentioned in the said deed) until the year seventeen hundred & Eighty seven [1787] at which time the said James Edwards fearing that the knowledge of the titles of your complainant to said negroes and their increase (for at that time they were fourty four in number) might reach her and her husband **William Arnold** with whom she had intermarried shortly after the death of her first husband John Scuddy, induced your complainants husband who for some unknown motive but as far as they appear from the relinquishment together with the said James Edwards procured your oratrix to join in a relinquishment of her claim to the negroes then fourty four in number. But in this act of imprudence on her part and of fraud and imposition on the part of James Edwards she declares and so is the fact that she was totally ignorant of the contents as well as of the existance of said deed of gift from John Butler, but thought at the time that altho her father had better to withhold from her those means of support which was amply in his power to have furnished that at at his advanced and infirmed age being unwilling to leave her

without some small token of affection which all parents must feel was designating in said deed what part of his property he wanted her to have and the signing of it was a waiver of any other claims against his estate—To this deed of relinquishment she was never privately examined in court nor did she ever in court acknowledge to be her act and deed—And what ever the consideration of this release of a good and sufficient title to forty four negroes—Nothing but the use for life of four negroes which were part of those she was legally entitled to under the deed of gift from John Butler.

That James Edwards who well knew the right of your oratrix to said negroes never intimated to her the existence of said deed or its contents but carefully concealed from her the same from the year seventeen hundred and forty two [1742] about which time she was born until the year seventeen hundred and eighty seven [1787] when he obtained from her the above mentioned deed of relinquishment at which time she positively states that altho said deed of gift is particularly attested to in said instrument she never saw it, but that the said James Edwards carefully kept the same from her view & suggested often before and after that your complainants rights were only pretended—At other times both before and after the execution of the said deed of relinquishment when the title of your oratrix under the deed of John Butler became the subject of conversation and was introduced by those who were cognisant of [its] contents and felt for unmerited sufferings of your complainant (She being in the midst of poverty & want) the said James Edwards having in view the gross and palpable fraud which he afterwards practiced, would and did attempt to quell their enquiries by observing that if there was ever such a deed of gift it had been destroyed by fire saying that the papers of King William county where the deed of gift was recorded were removed during the American Revolution to New Kent which last office had been consumed by fire together with all its papers and among them the deed of gift aforesaid: suggesting also at the same time that your oratrix was not the lawful issue of his wife Rosamond; disowning her as his own child—Thus unwary and circumvented by a Father, who above all others she was fartherest from suspecting, your oratrix has been so entangled and enchained that nothing save the fraud by which alone she has been fastened could enable your Honors to dissolve her fetters and restore her to her ancient and just rights—The source from which the injury sprang and the belief that her Father would not suggest (much less ask) aught but the truth when the interest of a child was at stake, has thus long quited the complaint of your oratrix—But may it please your honors your complainant has from a fortuitous circumstance within the the present year discovered for the first time that the original deed of gift from John Butler is yet in existence, contrary to the false suggestion of James Edwards and the whole of his conduct from commencement to end has been a tissue of fraud and deceit.

Your complainant farther sheweth unto your Honors that shortly after the said deed of relinquishment was obtained James Edwards died and by his last will and testament devised the Negroes or part of them the share of those which Rosamond Roberts had acquired by the deed of gift aforesaid of John Butler and he the said James Edwards by his intermarriage with your complainants mother Rosamond Roberts (particularly the increase of Dulcey mentioned in the said deed of gift) to **James Arnold, Elizabeth Arnold, now wife of Joseph Foster, Barbara Arnold now wife of Benjamin Reynolds, Susannah Arnold** deceased formerly the wife of **William Graves**. Your oratrix farther shews that the negroes divided as aforesaid by James Edwards still continue in the possession of those to whom they were willed except two or three sold to persons not parties to this Bill; Benjamin Reynolds who married Barbara Arnold having in his possession Seventeen or more to wit **Caty**, the eldest, **Ned, Dulcy** commonly called **dilce**, **Lucy** and her two children, **Dinny, Siscilly, Phillis, Caty, Sally, Jinny, Rose** and her three children, and other to your complainant unknown. Joseph Foster who intermarried with Elizabeth Arnold has one by the name **harry**. Jn<sup>r</sup> Vincent Reynold son of **Larkin Reynolds** who was the first husband of Elizabeth Arnold has one also by name of **Ally**. James Arnold has one by name **Walker** and others to your oratrix unknown. William Graves who married Susannah Arnold and who now resides in the State of Virginia has in his possession **Luke, Polly**, and her children three or four in number, **Caty** & her children two or three,

and others to your complainant unknown—

Your oratrix farther shews unto your Honors that soon after the death of the said James Edwards who died in seventeen hundred and Eighty Eight [1788], and during her coverture the negroes aforesaid, at least of them not held by William Graves and two or three others, within a year of the death of William Arnold were removed by those to whom they were devised as aforesaid from the state of Virginia to that of South Carolina; and that they are now in Abbeville District in the hands of Benjamin Reynolds, Joseph Foster, James Arnold & Jn<sup>r</sup> Vincent Reynolds. Your oratrix farther shews that after the death of her husband William Arnold who died about eighteen hundred and two [1802], to wit, about the year eighteen hundred and twelve [1812] she removed from the state of Virginia to that of South Carolina where she has resided ever since. Your complainant further shews unto your honors that upon the discovery of the existence of the deed of Gift aforesaid and the gross and palpable fraud which has been practiced upon her by James Edwards and also believing that the defendans Benjamin Reynolds and his wife Barbara formerly Barbara Arnold Joseph Arnold & his wife Elizabeth formerly Elizabeth Arnold James Arnold William Graves and John Vincent Reynolds well knew the Just and Equitable title of your complainant to the aforesaid negroes, She caused a demand for them to be made and well hoped from their knowledge of her title to said negroes and the unjust and fraudulent attempts which James Edwards made to destroy or they would have delivered up to her the negroes above mentioned then in their possession as in duty and conscience they were bound to have done. But now as it is, may it please your honors that the said Benjamin Reynolds and Barbara his wife Joseph Foster & Elizabeth his wife James Arnold John Vincent Arnold & William Graves combining and confederating to and with divers other persons whose names when discovered your oratrix prays may be inserted and made parties hereto with proper charges against them as defendents Construing to injure and oppress your oratrix in the premises insist that the said deed of relinquishment from your complainant and her husband William Arnold legally divested her of all claim and title to said negroes and that they are entitled to said negroes as devisees of James Edwards whose title to the same was good and sufficient in law—

In tender consideration whereof and for as much as your oratrix is remediless at law and cannot be fully relieved in the premises but by the aid of this honorable court wherein alone matters of this sort are properly cognisable and releavable to the end therefore that the the defendants and their confederates when discovered may upon their several and respective oaths full and true and perfect answers make to all and singular the matters aforesaid as fully and particularly as if the same was here repeated. and more especially whether and how often they have hired [heard] James Edwards the father of your complainant say that the original deed of gift from John Butler to his two granddaughters Rosamond Roberts and Judith Roberts before mentioned was destroyed by fire and how and in what manner did or did not the said James Edwards whenever the title of complainant to the negroes aforesaid became the subject of conversation suggest that the destruction as aforesaid of the deed aforesaid and did or did not the said James Edwards also say when the title of the complainant to the said negroes was spoken of Say & declare that complainant was not the lawful issue of the body of Rosamond Edwards formerly Rosamonds Roberts mother of complainant and the wife of the said James Edwards thereby disowning your complainant as his child whether or not were [they] acquainted with a negro woman by the name of Dulcy commonly called Dile claimed and in the possession of the said James Edwards before his death. How many children had the said Dile and their names did the said James Edwards ever in or out of presense when the title of complainant was spoken of say which and how many of the negroes then in his possession were included in her claim of complainant by virtue of said deed of gift did he or did he not ever acknowledge that the said negro woman Dulcy commonly called Dile was the same mentioned in the said deed of Gift from John Butler and which he acquired by virtue of his intermarriage with Rosamond Roberts mother of complainant and more particularly as far as you know declare what has been the increase of the said Dile How many

negroes & their names they and each of them the said defendants took as devisees of James Edwards whether they the said negroes and which of them are descendance and the increase of the said Dile mentioned in the deed of Gift from John Butler and what upon the division in pursuance of the said deed fell to Rosamond Roberts and upon her intermarriage with James Edwards came into his possession what has been the increase of those negroes whether James Edwards had any other & how many negroes besides those brought by the said Rosamond Roberts upon her marriage with him the said James Edwards or such as had descended from them when and what time they removed negroes from Virginia whether they or either of them and which of them have in their power or possession the original deed of relinquishment before mention'd from Judith Arnold your complainant and William Arnold to James Edwards and if so they be compelled to produce the same to this honorable court that it may be cancelled and annuled and that all the negroes before mentioned in the possession of James Arnold Joseph Foster & wife Benjamin Reynolds & wife and John Vincent Reynold be secured so as to be forth coming should the decree of your Honors be in favor of complainant.

This your oratrix is induced to pray from the declaration of said defendants that they would run said negroes should Suit ever commenced your complainant further prays your Honors to restrain the said James Arnold and Elizabeth his wife Benjamin Reynolds and Barbara his wife Joseph Foster and Elizabeth his wife and John Vincent Reynolds from going out of the limits of this state or other embezzeling or transferring the same so as to defeat your oratrix of her just claim against them for this purpose may it please your Honors the premises being considered to grant your oratrix your writ of ne exeat regno to restrain and prevent the said James Arnold, Joseph Foster & Elizabeth his wife Benjamin Reynolds and Barbara his wife and John Vincent Reynolds from departing from without the limits of this state untill the final decree of this Honorable Court in the premises also your writ of injunction to restrain the said James Joseph Elizabeth Benjamin Barbara and John Vincent from removing said negroes out of the state or otherwise disposing of them untill a final decree of this Honorable Court and lastly a writ of subpoena to be directed to the said Joseph Elizabeth Benjamin Barbara James John Vincent & William thereby commanding them & each of them at a certain day and under a certain penalty therein to be limited to be and appear before your Honors in this Honorable court thin and there upon their several and respective corporal oaths true and perfect answers make to all and singular the premises and further to stand to and abide by such decree and orders therein your Honors seem meet And your oratrix as is in duty bound will ever pray etc

South Carolina, Abbeville Dist] Personally appeared before me Judith Arnold and who being sworn says that the facts and allegations contained in this her bill as they relate to her own acts & deeds are true & She believes true as relates to the acts and deeds of others (signed) Judith Arnold Sworn to before me this 30<sup>th</sup> Sept 1815 Eze<sup>l</sup> Calhoun J Q  
[Filed 2<sup>nd</sup> Oct 1815

Bacon & Bickley Comp<sup>rs</sup> Sol<sup>rs</sup>]

let a writ of ne Exeat issue in this case to restrain the defendants from removing the negroes mentioned in the Bill and of this state untill the further order of the Court of Equity the def<sup>s</sup> to be bound with good security in the sum of five thousand dollars  
W. Thompson

#### Depositions Judith Arnold [October 28, 1815]

Personally appeared before me Judith Arnold the complainant in the above stated case who being duly sworn Deposeth and saith that James Arnold to the best of her Knowledge and belief has in his possession four negroes part of those the subject of the above bill & that she believes their value to be equal to the sum of Eleven Hundred Dollars ...

...that Joseph Foster and Elizabeth his wife to the best of her Knowledge and belief has in their

possession one negroe part of those the subject of the above bill & that she believes his value to be equal to the sum of **Five Hundred Dollars ...**

...Jn<sup>o</sup> Vincent Reynolds the best of her Knowledge and belief has in his possession one negroe part of those the subject of the above bill & that she believes their value to be equal to the sum of **Four Hundred Dollars ...**

...Benjamin Reynolds and Barbara his wife to the best of her Knowledge and belief has in their possession Sixteen negroes part of those the subject of the above bill & that she believes their value to be equal to the sum of **Four thousand Eight Hundred Dollars ...** (signed) Judith Arnold  
Sworn to before me this 28<sup>th</sup> October 1815 Ezekiel Calhoun J Q

#### Affidavit of Benjamin Reynolds [January 17, 1816]

The State of South Carolina, Abbeville District} Personally appeared before me, Benjamin Reynolds one of the deponents in the Suit pending in Equity, in which Judith Arnold is complainant and James Arnold and others are defendants and on his oath Saith, that, at the day and time named in the complainants bill of complaint, when the arrangement was made between James Edwards and William Arnold and wife Judith Arnold the complainant, that there was another arrangement also made by consent of the complainant and her then husband William Arnold by which about thirty negroes, all of the family and descendants of Dilce named in the Bill of Complaint (as this deponent always understood, and believed) was given and granted, and made over to John Scuddy, Augustine Scuddy, and Nancy M<sup>o</sup>Ghee the three children of the complainant by a former husband. [Recall that Judith referred to her own daughter as Ann, as did James Edwards.] which arrangement deed or conveyance he this deponent acknowledges & believes is on record in the County of Spotsylvania in the State of Virginia. That the Said arrangement will explain the consideration of the deed and settlement named in complainants Bill—that he this deponent and the other defendants cannot answer the said bill until the copy of the said settlement is procured. He further answers that, he has sent **Captain Partlow** for a copy of the same. who is now on a visit to the state of Virginia

Sworn before me this 17th Jan'y 1816 B. F. Whitmire J. P. (signed) Benj. Reynolds

#### An Order to Delay Answers of Defendants [January 19, 1816]

Judith Arnold vs James Arnold & others} On motion of M<sup>o</sup> Dozier on part of the defendants and producing the affidavit of Benjamin Reynolds one of the defendants **Ordered**, That they have further time to answer in this case; till the third Monday in March next. **granted**

John M<sup>o</sup>Combs C<sup>o</sup> NSD

#### Additional Deposition of Judith Arnold [February 12, 1816]

Personally appeared before me Judith Arnold who being duly sworn deposeth & saith that **William Graves & Garland Dillard** are in possession of a part of the property the subject of above Bill & that they live in the state of Virginia (signed) Judith Arnold

Sworn to before me this 12<sup>th</sup> day of February 1816 Josiah Patterson J Q

#### An Order to Amend Judith Arnold's First Bill of Complaint Date [January 19, 1816]

In Equity Ninety Six District} On a motion of **Bacon & Bickley** complainants solicitors, **Ordered** that they have time to answer their Bill by making **Garland Dillard** a party he having an interest therein not known to complainant at the time of filing said Bill.

In Equity Ninety Six District} It appearing to the satisfaction of the Court that William Graves & Garland Defendants in this case reside without the limit of this state. On motion of Bacon & Bickley solicitors for

complainant, **Ordered** that the said William & Garland do within three months from this day plead, answer or demur to the Bill filed in this case or in default thereof it be taken as to [be] confessed—

#### An Order For a Second Delay of Answers of Defendants [March 4, 1816]

In Equity Ninety Six District} Personally appears James Arnold one of the defendants in this cause, who upon being duly sworn deposes and Saith that further time had been granted to answer this Bill until the third Monday of March instant, and that the death of **Abram Giles Dozier** Esquire a short time Since, who was engaged by the defendants as their solicitor, has rendered it necessary to procure other Council and that in consequence thereof further time is necessary to file Said answer — (signed) James Arnold  
4<sup>th</sup> March 1816 John M<sup>o</sup>Comb CEND

[The obituary of Abram Giles Dozier appears elsewhere in this issue of the *Quarterly*.]

In Equity Ninety Six District} On reading the affidavit of James Arnold one of the defendants in this case on the motion of **Patrick Noble** Solicitor for the defendants, it is **ordered** that they have further [time], to wit, until the twentieth day of May next to plead answer or demure in the above cause — **granted**  
John M<sup>o</sup>Comb CENS

#### The Separate Answer of Elizabeth Foster to the Bill of Complaint of Judith Arnold [May 20, 1816]

The separate answer of Elizabeth Foster one of the defendants to the Bill of Complaint of Judith Arnold ...This defendant Answereth and Saith, that upon intermarriage of this defendants mother (who was a widow and had this defendant and several other children) with the said James Edwards mentioned in the complainants bill of complaint, she resided in the family of James Edwards a great number of years from the time she was about eleven or twelve years of age until after the 13<sup>th</sup> day of June 1787 at which period she was about 17 or 18 years old and from this circumstance this defendant became well acquainted with most of the facts and circumstances relative to the transactions mentioned in the complainants bill and will now proceed to give this honorable court an impartial and correct representation of them: This defendant saith that the said James Edwards treated his daughter the complainant with much regard and parental kindness as her conduct (which was often undutiful and disobedient) merited and bestowed upon her such an education as was usually as that conferred on females, she had been taught to read and write and afforded a liberal and comfortable support: when this defendant first had a personal acquaintance with complainant she was the widow of John Scuddy dec<sup>d</sup> and resided with her family on her fathers plantation in a separate house thro' choice, whence she and her children were amply furnished by her father with a proper maintenance, until she became dissatisfied with this mode of living where upon she removed with her family into the same house with her father and around the parental board, she and her children continued to enjoy a decent and comfortable support from the indulgent bounties of a father and was treated with kindness and regard up to the period of her second marriage with **William Arnold**, when she and her husband thought proper to seek a home for themselves. but they left her children with their grandfather until after the year 1787 except her daughter Ann, who shortly after the date of her marriage removed with her husband: James Edwards behaved towards her children while thus under his friendly roof with tenderness and affection. This defendant for further answer saith, that while she lived in the family of James Edwards the deed of Gift from John Butler to Rosamond Roberts and Judith Roberts particularly set forth in complainants bill was frequently the subject of free and unreserved conversation in the family & in the presence of the complainant and of this defendant, as so far from the said James Edwards fraudulently suppressing or concealing the nature and terms of the said deed this defendant avers that he always mentioned and spoke of the contents and provisions of the deed without disguise or concealment

as well in the presence of the complainant and the family and the neighbors: And this defendant further avers that the complainant so far from being ignorant of her rights under the said deed from John Butler as she alleges in her Bill of complaint repeatedly conversed about it, and seemed to possess an accurate knowledge of its contents and provisions, saying that the negroes therein mentioned were entailed to her and this too a considerable length of time before the date of the deed of relinquishment made by complainant and her husband William Arnold which will be more fully referred to presently. This defendant for further answer saith that all the right title & interest to which complainant was or might have been entitled under the deed from John Butler was fully and absolutely released by a deed of relinquishment dated 13<sup>th</sup> day of June 1787 and signed by the complainant and her husband William Arnold whereby they released & gave up to the said James Edwards all title, claim and demand which they or either of them had under the said deed a copy of which release is herewith filed and marked exhibit A and which this defendant prays may be taken as part of her answer and referred to as often as necessary. This defendant from her then position had an opportunity to possess a perfect knowledge of all the circumstance under which the deed of release was made and of the motives and causes which led to the same in as much as she lived in the family and was a subscribing witness to the said release as will appear by reference to the said exhibit A. This defendant humbly hopes that by this time it has been rendered apparent to the Court that all allegations of fraud & imposition charged in the complainants bill are unfounded in fact and that this transaction stands vindicated from the accusations of dishonesty, but to exhibit it in its genuine character more forcibly the defendant begs leave to adduce before the court some other facts calculated to present this affair in a stronger point of view and demonstrate the fallacy of the complainants charges. This deed of release which was a compromise between James Edwards and the complainant and her husband William Arnold was founded upon good and valuable considerations, for besides the four negroes and their increase given to the complainant and her husband during their lives and afterwards to complainants three children and which negroes were secured against her husbands debts and contracts either past or present or future and in this way to be a permanent and certain fund for their support, which could not be squandered away by her husband whose extravagant and Spendthrift character was the moving cause to limitation and reservation there were executed on the same day (viz) the 13<sup>th</sup> day of June 1787 a deed of Gift by James Edwards to his three grandchildren Ann McGehee, Austin E. Scuddy and John Scuddy by which deed of Gift the said James Edwards gave to his said grandchildren thirty negroes to be equally divided between them. All which will more fully appear by reference to the said deed a copy of which is herewith filed marked exhibit B to which this defendant prays your honors to refer as often as need be; these thirty negroes were a moving cause to the deed of release before mentioned. And this defendant for further answer saith that after the execution of the two deed heretofore referred to and marked A & B the complainant appeared much please and highly satisfied with the compromise and arrangement saying the four negroes which were given to her and her husband were sufficient for their support as they had no family to maintain and as the children were very amply provided for by their grandfather and on several occasion this defendant heard the complainant mention the transaction with approbation and satisfaction and this defendant avers that these deeds were executed fairly and openly without any concealment of facts and denies that there was any fraud or imposition practiced to procure them. The deed of release before its execution was read over to the complainant who took an active part in the conversation relative thereto and in the arrangements and had frequently several months before the execution of the said deed conferred with her father about its terms and this defendant firmly believes that the complainant fully understood the object of the compromise to be as stated: And this defendant further states that she often heard W<sup>m</sup> Arnold and complainant long before before the date of the release speak of their claim to the negroes under John Butlers deed and that James Edwards often spoke of the claim in the presence of W<sup>m</sup> Arnold and complainant. This defendant for further answer saith that she admits that

James Edwards shortly after the period mentioned in complainants bill departed this life and by his last will and testament made the several bequests and devises mentioned in the complainants bill: and this defendant denies that she did at any time whatever hear James Edwards say that the original deed of gift from John Butler to his two granddaughters Rosamond Roberts and Judith Roberts was destroyed by fire or in what manner. She denies that James Edwards whenever the title of complainant to said negroes became the subject of conversation suggested the destruction of the deed as in said complainants bill of complaint mentioned. And she denies that James Edwards when the title of the negroes was spoke of, said, declared that complainant was not the lawful issue of Rosamond Edwards or that he disavowd said complainant as his child. Defendant admits that she knew a negro commonly called Dilce in the possession of James Edwards before his death. This defendant says that the said Dilce had five children of the following names Kate, Lucy, Philis, Lett & Isbell and she never heard James Edwards say when complainants title was spoken of which & how many of the negroes then in possession were included in complainants claim by virtue of the deed of John Butler, but that the defendant admits that the negro woman Dilce is the same that is mentioned in Butlers deed of gift and which James Edwards acquired by his intermarriage with Rosamond Roberts—This defendant admits that the increase of Dilce has been very considerable that at the time of the release before alluded to there were about forty four in number and that the thirty four which James Edwards gave complainant and her children were part of the said increase of the said Dilce and the ten negroes which he reserved & left by his will to this defendant and the other defendants (viz) Kate Lette, Dilce, the younger, Ned, Poll, little Kate Luke, Daniel Cyrus and Jim were also of the issue of the said Dilce; the defendant admits that under the will of James Edwards she received in the first division two negroes named Daniel & Harry and after the death of the defendants mother two more Sam and Ally, all of which negroes were descendants of Dilce except Sam, and at this time there is in possession of the defendant and her husband Joseph Foster one negro only of the issue of Dilce (viz) Harry, Ally being in the possession of another defendant John V. Reynolds and Daniel having been sold many years before the filing of this Bill of complaint. This defendant says she does not know which of the negroes upon division under Butler's deed fell to Rosamond Roberts but that when she came to live with James Edwards she found the negro commonly called Dilce in his possession & believes that Dilce the same negro mentioned in Butlers deed and that she fell to Rosamond Roberts share. This defendant says that James Edwards had four other negroes not of the issue of Dilce (viz) Sam, Gilbert, Goliah, & Davy. This defendant and her former husband Larkin Reynolds removed the negroes Daniel and Harry from Virginia to this state about seventeen years ago and some years afterwards they brought out Ally. This defendant says she has not in her power or possession the original deed of release from Judith Arnold and William Arnold to James Edwards and this defendant does not know where the same is but supposes it may be in the complainants possession as after the debts and legacies under James Edwards will were all paid off, she the said complainant and her husband took the residue of the estate and the papers of the said James Edwards and this defendant humbly submits it to the Judgment of this honorable Court whether by virtue of the Statutes of Limitation the said complainant is barred from any discovery and relief, And defendant humbly insists and purposes as if she had pleaded the same to so much of the Bill as such discovery and relief—and this defendant denies all and all manner of combinations & confederacy &c, without that, that there is any other matter or thing material or necessary for this defendant to answer unto, and not hereby and herein well and sufficiently answered, conferred or avoided, traversed or denied is true. all which matters and things this defendant is ready to aver and prove, as this honorable Court shall direct and hereby prays to be herein dismissed with her reasonable costs and charges in this behalf most wrongfully sustained— Noble Def<sup>ts</sup> Sol<sup>r</sup>

State of South Carolina, Ninety Six District } Personally appeared before me Elizabeth Foster and made

oath that the several matters and things in the above answer contained are true as the[y] relate to herself and she believes true as the[y] relate to others  
 Sworn to and subscribed before me  
 this 20<sup>th</sup> May 1816 John McComb O. N. D.

her  
 Elizabeth X Foster  
 mark

**Joint and Several Answers of Barbara Reynolds J. Foster Jn<sup>o</sup> V Reynolds [May 20, 1816]**

The joint and several answers of Joseph Foster, John V. Reynolds and Barbara Reynolds three of the defendants to the Bill of Complaint of Judith Arnold ... they answer and say these defendants have no knowledge of any of the things mentioned in the complainants bill of complaint—The defendant Barbara Reynolds says she has in her possession the following negroes (Viz) **Betsy, Matilda, Roxy, Peter, Henry, Ned, old Kate, Rose, Fielding, Sukey and Mariah** which she has been informed are the descendants of Dilce mentioned in John Butlers deed —The defendant Joseph Foster refers to his wife Elizabeth Foster's answer for those in his possession —The said defendants deny all manner of combination and confederacy ... , and pray to be dismissed with their reasonable coast in their behalf most wrongfully sustained.

Noble Defts Solr

South Carolina, Ninety Six District} Personally appeared before me Barbara Reynolds, Joseph Foster, and John V. Reynolds and made oath that the several matters and things in their answer contained are true as far as they relate to themselves and the[y] believe them true as they relate to others.

Sworn & Subscribed  
 before me 20<sup>th</sup> May 1816  
 John McComb C<sup>r</sup> N. D.

Joseph Foster  
 John V. Reynolds  
 Barbara Reynolds

**Several Answer of James Arnold [May 20, 1816]**

The separate answer of James Arnold one of the defendants to the Bill of Complaint of Judith Arnold This defendant ... saith, That in early youth this defendant lived with James Edwards mentioned in complainants Bill before the date of his mother's intermarriage with the said James Edwards and continued to reside with him after that event until his death; when this defendant became first acquainted in James Edwards family the complainant was then the wife of John Scuddy The complainant frequently visited her father's house and was always by him received kindly — upon the death of her husband John Scuddy James Edwards removed his daughter and family to his own plantation and at her request he established her in a separate house to herself where he supplied her with every comfort necessary and treated her with kindness and attention & when she became dissatisfied with living in this way she removed into the same house with her father where she and her children [lived] until she intermarried with William Arnold and then she and husband left the house of James Arnold, but left the children there who were treated with tenderness and regard—This defendant believes that the complainant received a good education as was at the time bestowed on females, She could read and write very well. This defendant further answering saith that both before and after the complainant came to live with James Edwards as afore stated, he frequently heard him talk of the deed from John Butler to Rosannah Roberts and Judith Roberts mentioned in the complainants bill and that she was well apprized of its contents & her husband John Scuddy her first husband was cognisant of the said deed and often spoke of it and its provisions And this defendant saith that James Edwards always talked of this deed freely and without reserve as far back as this defendant can remember and during the whole time he lived him and made no Secret of it either to his daughter the complainant or to any other person and he further states that William Arnold complainants second husband was fully acquainted with the existance of the said deed both before and after his marriage with complainant and this defendant positively denies that James Edwards used any disguise or concealment to Keep the complainant ignorant of her rights under it . And this defendant avers that all right, title, claim or demand which complainant might have had under the Said deed was freely and voluntarily relinquished and released

by a deed of release made by the said complainant and her husband William Arnold on the 13<sup>th</sup> day of June 1787. All which will more fully appear by reference to the said deed a copy of which is herewith attached and marked exhibit A and which this defendant prays may be taken as a part of his answer and referred to as often as may be necessary. This defendant often heard from all parties to this deed the terms upon which it was to be made before its execution—he heard complainant say that she was to give up ten negroes to her father of those which she claimed under John Butler's deed and that her father was to give her children ten negroes each and four negroes & their increase to her and her husband during their natural lives and then to descend to her three children and this defendant further states Complainant's husband well knew the object of and intention of the deed or compromise and that it was intended to secure the four negroes above mentioned and prevent them from being subject to his debts past, present, & future as well as provide for complainants children Ann McGehee, Austin E. Scuddy & John Scuddy and that the complainant and her husband were well satisfied after the said deed was executed; he was informed by the parties that at the same time another deed was to be made giving thirty negroes to be equally divided between complainant's children and this defendant altho not present when the said deeds were executed, he was informed by all the parties that they were both executed on the same day, to wit the 13<sup>th</sup> day of June 1787. And that the latter deed was in part consideration of the said compromise, a copy of which deed is herewith filed and marked B. This defendant always understood that all imaginable fairness was used by the said James Edwards and firmly believes that no fraud or imposition was practiced, but that complainant and her husband were freely apprized of the nature and effect of the said deed of release which they both signed —This defendant admits that James Edwards departed this life about the time mentioned in the complainant's Bill and by his last will and testament made the Several bequeaths and devise therein mentioned. This defendant denies he ever at any time heard James Edwards say that the original deed from John Butler was destroyed by fire or in any other manner, but avers that when he mentioned it , he spoke of it as a thing in existance and this defendant denies that James Edwards ever suggested the destruction of said deed when complainant's claim under it was spoken of, or that he ever Said or declared that complainant was not the consequence of the body of Rosamond Roberts or disavow her as his child— this defendant was acquainted with the negro that is mentioned in John Butler's deed—This defendant never heard James Edwards say how many negroes there were of the issue of said Dilce, but always understood from him that most of the negroes in his possession descended from Dilce which is the same negroe mentioned in John Butler's Deed —This defendant says that at the time of the compromise the increase of Dilce were forty four in number and that by the will of James Edwards this defendant received two in the first division to wit Cyrus and Jim, the latter of which is dead and the other, defendant sold nineteen years ago and at the death of Defendant's mother, he received two more to wit Walker and Watsey all which negroes were the issue of Dilce, the negro Watsey has three children, to wit, **Mariah, William, Matilda**. The defendant further states that James Edwards by his will devised ten negroes & their increase all being descendants of Dilce—This defendant knows that Harry in Joseph Foster's possession is descended from Dilce and Ally in possession of John V Reynolds is also the increase of Dilce and that the following negroes in possession of Barbera Reynolds are the descendants of the said Dilce, to wit, **Dilce, Lucy, Winny, Cisily, Phillis, Jim, Katy, Betsy, Matilda, Rosy, Peter, Henry, Ned, old Kate, Roxe, Fielding, Sukey, and Mariah**— This defendant states that James Edwards had four negroes besides those the increase of Dilce—This defendant removed his negroes about twelve or thirteen years ago from Virginia to this state and Benjamin Reynolds removed his negroes from Virginia to this state about seventeen or eighteen years since—This defendant further states that he has not in his power or possession the original deed of release: And this defendant humbly submits to the judgment of this honorable [court] whether by virtue of the Statutes of Limitations the said complainant is not barred from any discovery and relief: And this defendant humbly insists upon the said statutes and humbly hopes that he shall have the

benefits thereof in as full and ample manner to all intents and purposes as if he had pleaded the same to so much of the said Bill as seeks discovery & relief And this defendant denies all and all manner of combination and confederacy & without that, there is any other matter or thing material or necessary for this defendant to make answer unto ...

Noble Defts Solr

South Carolina, Ninety Six District} Personally appeared before me James Arnold and made oath that the several matters & things in the above answers contained are true as they relate to himself and he believes them true as they relate to others.

Jas Arnold

Sworn subscribed before me this 20<sup>th</sup> May 1816 John McComb C. N. D.

**Amendment to Bill of Complaint by Making Garland Dillard a Party [November 21, 1816]**

In Equity Ninety Six District} The complainant in this cause having in [blank] Term [of court] one thousand and eight hundred and sixteen obtained leave to amend her bill by making Garland Dillard a party thereto with proper words to charge him, states that the said **Garland Dillard** of the County of **Spotsylvania** and State of **Virginia** some time in the year of our Lord one thousand Eight hundred and [blank] and before the hearing of this cause intermarried with a daughter of **William Graves** one of the defendants in the said cause and upon said intermarriage received from the said **William Graves** two negroes to wit **Cate** and **Maria** the increase of the negro woman called **Dile** mentioned in **John Butlers** Deed of Gift to **Rosamond Roberts** and **Judith Roberts** which said **Dile** came into the possession of **James Edwards** upon his intermarriage with **Rosamond Roberts**. That the said **William Graves** received said two negroes under the will of the said **James Edwards** and the said **Garland** received them as a gift from the said **William Graves**. That the said **Judith Arnold** is entitled to the said two negroes **Cate** and **Maria** under the deed of the said **John Butler** and who fell to the said **Rosamond Roberts** ... and said complainant being the only lawful issue of the body of the said **Rosamond Roberts**—that the release signed by your complainant and her husband in the year seventeen hundred and Eighty Seven [1787] to the claim under the Deed of gift from **John Butler** was done without knowledge on the part of your complainant of its contents and without any knowledge of her rights under the said deed of gift the same having been suppressed and fraudulently concealed by her father **James Edwards** and also without consideration—Your oratrix therefore prays that the said **Garland Dillard** may answer and declare whether he did or did not intermarry with a daughter of the said **William Graves** & after said intermarriage receive as a gift the said two negroes **Cate** and **Maria** whether they are not the descendants of the said negro woman **Dile** mentioned in **Butlers** deed of gift whether your complainant is not the only lawful issue of the body of the said **Rosamond** mentioned in said deed—and whether her husband **William Arnold** Dec'd not die in the year of our Lord one thousand Eight hundred and two [1802]—whether it was not believed and reported that the office where said Deed of Gift was recorded was destroyed by fire during the revolutionary war

Filed 21<sup>st</sup> Nov 1816

[A response to **Judith Arnold's** Bill of Complaint by **William Graves** or **Garland Dillard** is not found in the papers of this file.]

**Judith Arnold's Bill to Revive and Answer [November 21, 1816]**

South Carolina, Ninety Six District} To the Honorable **William D. James**, **Waddy Thompson**, **William Henry De Saussate**, **Theodore Galliard** and **Thomas Watie** Judges of the Court of Equity of said state Humbly complaining sheweth unto your Honors, your oratrix **Judith Arnold** of the District of **Abbeville** and state of **South Carolina**: That in or about [the fall term] Term [of court] which was in the year of our Lord one thousand Eight hundred and fifteen [1815], your oratrix exhibited her bill of complaint unto this honorable Court against **James Arnold** **Benjamin Reynolds**, **Barbara Reynolds** **Joseph Foster**, **Elizabeth Foster** of the District of **Abbeville** and State of **South Carolina** and **William Graves** and **Garland Dillard**

of the county of **Spotsylvania** and State of **Virginia** for account and discovery touching several negroes therein specifically designated and to be relieved touching the several matters and things in the said bill complained of. And your oratrix further sheweth unto your honors that the said defendants being duly served with process to appear and answer the said bill all the said defendants residing in **Abbeville** District and State of **South Carolina** except **Benjamin Reynolds** appeared accordingly and put their answers thereto, as in and by the bill, answers orders and other proceedings as of record in this Honorable Court may more fully appear and which your oratrix thereby craves have refer herself to: But before any further proceedings were had in the said cause the said **Benjamin Reynolds** departed this life, to wit, in or about **January last past [January, 1816]**, whereby the said suit to him became and is abated—And your oratrix further sheweth unto your Honors that the said **Benjamin Reynolds** having died intestate, **James Arnold** was duly constituted and appointed in the Court of Ordinary of **Abbeville** District, to be administrator of all and singular the goods and chattel, rights and moiety which were of the said **Benjamin Reynolds** deceased, and by virtue thereof has possessed himself of the intestates personal Estate, whereby the said suit ought to be revived as against the said **James Arnold** his administrator who now stands in his place and represents him and your oratrix (as she is advised) is entitled to have the same relief against him, with respect to the said **Benjamin Reynolds's** personal Estate, as they would have been entitled to against him the said **Benjamin Reynolds** had he been living: To the End therefore, that the said suit and all proceedings therein may stand revived and be in the same plight and condition as they were at the time of the death of the said **Benjamin Reynolds** and that your oratrix may have the benefit thereof: And that the said **James Arnold** may answer and set forth whether the **Benjamin Reynolds** did or did not die intestate and whether he was not appointed administrator of the said **Benjamin** as herein before set forth; whether the said **Benjamin Reynolds** did or did not depart this life at or about the time herein before set forth, or at what other time and whether he the said **James Arnold** did not possess himself of the said **Benjamin Reynolds** personal Estate: That the said **James Arnold** may set forth and declare what and how many negroes of the said **Benjamin Reynolds** have come into his possession by virtue of the said administration. Whether the said **Benjamin Reynolds** was not possessed at the time of his death of several negroes (and how many) the increase of and descendants of a negro woman **Dile** mentioned in **Butlers** deed of gift and which **James Edwards** acquired by his intermarriage with **Rosamond Roberts** as fully set forth in the original bill and whether the said negroes descendants of the of the said **Dile** (and how many) are not now in his possession as administrator aforesaid. Did or did not the said **Benjamin Reynolds** acquire said negroes under the will of **James Edwards**. What are their present value and about what time did the said **Benjamin Reynolds** bring the said negroes to this County. That the said **James Arnold** administrator as aforesaid may further declare whether **Judith Arnold** the complainant is not the only lawful issue of **Rosamond Edwards** formerly **Rosamond Roberts** mentioned in said **Butlers** deed of gift. How many negroes increase of the **Dile** mentioned in said deed of gift did **James Edwards** dispose of in his last will and testament and which of them by virtue thereof came to **Benjamin Reynolds**? What have been their increase & and what is the same at present. And your oratrix further prays that the said **James Arnold** administrator as aforesaid may declare what is the value of the personal Estate of the said **Benjamin Reynolds** and that he may shew cause (if any he can), why the said suit and proceedings thereon should not stand and be revived; and that the same may be revived. May it please your Honors to grant unto your oratrix your writ of subpoena to revive and answer issuing out of under the Seal of this Honorable Court, to be directed to the said **James Arnold** ... And your oratrix as in duty bound will ever pray, etc **Bacon & Bickley Compts Solrs**

**Answer of James Arnold to Bill of Revival &c [June 10, 1817]**

**Judith Arnold** vs **James Arnold** Adm'or of **Benj Reynolds**} The defendant answering saith that **Benjamin Reynolds** died about the time mentioned in the Bill intestate and that the defendant administered on his

personal estate and entered into possession of the same. This defendant begs leave to refer to the answers of this defendant and the other defendants to the original bill of complaint of the said Judith Arnold the said negroes have not been increased in number, for the present number of the negroes which came into this defendant's possession this defendant prays this court to refer to the answers above mentioned for information upon the several points which are interrogated into in this bill of complaint. This defendant further answering saith, that the negroes of Benjamin Reynolds' estate are still in his possession as administrator. This defendant prays all advantages of the statutes [of] limitation in a full and ample manner as if he had specifically pleaded the same in bar of the complainants demand. Without that, that, and other matter or thing in the complaint to make answer unto and not herein before pleaded and answered, confessed or avoided, traversed or denied, is true: All which matters and things this defendant is ready to aver, justify, maintain & prove as this honorable court shall award or direct. And humbly prays hence to be dismissed with his reasonable costs & charges in this behalf sustained — Noble Defts Solr

Personally appeared James Arnold who deposes and says that the matters contained in this answer are true as far as they relate to himself and believes them to be true as far as they concern others.  
Sworn to this 10<sup>th</sup> June 1817 John McComb C' N.S.D. (signed) Jas Arnold

#### [Remarks by the Contributor]

[In pursuing the cause of their clients in this case, the lawyers for both sides determined that they had need of testimony of witnesses who live out of the state of South Carolina. To take the testimony of out-of-state witnesses, a commission of several prominent men in the locality of the desired witness had to be appointed, and they were required to record the answers of the witness to interrogatories prepared by the lawyers of this case. Valuable genealogical information may be gleaned from the names of the witnesses thus examined, because they would have known the Arnolds when they were all neighbors in Spotsylvania County, Virginia, prior to the departure of said Arnolds to Abbeville District. We also learn where those old neighbors of Spotsylvania were located in 1816 and 1817, some of them likewise having removed therefrom. The names of the commissioners appointed in Spotsylvania are also relevant in as much as they too would likely to have been former neighbors of the Arnolds. An example of the legal paper generated for the appointment of such commissioners is given next.]

#### Commissioners to Examine Witnesses

Ninety Six District} Judith Arnold vs James Arnold Barbara Reynolds Joseph Foster & wife John V Reynolds William Graves Garland Dillard  
The State Of South Carolina: To **George Tyler, Reverend Absolum Waller, Joseph Wigglesworth, Waller Lewis Sen'** or a majority of you Whereas a certain cause is now depending in the Court of Equity, wherein Judith Arnold is complainant and James Arnold et al are defendants and it being necessary to the investigation of the said cause that certain persons resident in **Spotsylvania County State of Virginia** should be examined, as witnesses: [These men were empowered to be commissioners to conduct the examination of the following witnesses in Spotsylvania: **Benjamin Waller**, on July 18, 1817, **Edward Cason** and **John Tyler**, on January 3, 1817. A similar commission on January 7, 1818 questioned **Samuel Harris**, who resided "five miles above Athens near the Federal road" in **Clark County, Georgia**. Yet another commission was created in **Fayette County, Kentucky** to examine **John Coleman Graves**, who was a witness to the two deeds of James Edwards in 1787. Since his deposition contains some genealogical nuggets, it is presented below. (The direct questions, or interrogatories, are omitted.)]

#### Answers of John Coleman Graves to Interrogatories [July, 22, 1817]

Deposition taken before **John T. Mason** and **John Hart** of the town of **Lexington** and County of **Fayette** and State of **Kentucky** Agreeably to a commission issued to them from **John McComb Esquire**

Commissioner in Equity for Ninety Six District and State of South Carolina, at Abbeville Court House the 2<sup>nd</sup> Monday Feb'y 1817. In the suit in Equity in the said State of South Carolina, wherein Judith Arnold is complainant and James Arnold & others are defendants.

John Coleman Graves a resident near the town of Lexington in the State of Kentucky was examined on the part of the defendants at the office of the Clerk of Court of the County of Fayette on 22<sup>nd</sup> day of July 1817 the day appointed by the commissioners aforesaid to take the deposition on the above suit who being duly sworn Answerth and Saith

**1<sup>st</sup> Interrogatory** That he was acquainted with Judith Arnold & William Arnold Her Husband, also with James Arnold and his sisters Elizabeth and Barbary both of whom married men by the name of Reynolds. That is **Elizabeth Arnold** married **Larkin Reynolds** and he has understood that **Barbary** married his **Brother**. That **William Graves** of Spotsylvania County of Virginia who **intermarried with another sister of James Arnold** is also Known to this deponent. This deponent has been informed that Larkin Reynolds is Dec'd and that his widow has married again but to whom he is not informed. All the the above named persons this deponent Knew when he lived in Virginia about 30 years ago and some of them he Knew many years ago even as long as he can remember —

**To the second interrogatory** —this deponent answereth and Saith. That he was acquainted with William Arnold and Judith his wife the complainant, as long as he can recollect but does not recollect that he ever heard them often speak of the claim mentioned in the 2<sup>nd</sup> Interrogatory though he well recollects that he was a subscribing Witness to a Deed of Contract Between William Arnold & his wife Judith of the one part and James Edwards her father of the other part about 30 years ago. The particular date of which he does not recollect. This deponent understood that the said William Arnold and Judith his wife by the said contract and Deed relinquished their claim to certain Negroes Held by James Edwards and claimed by them as descending to her the said Judith after her fathers Death from some of her Mothers relations, but does not recollect the name of her ancestor from whom the claim was derived and that at the time of execution of the said relinquishment the said Edwards conveyed in Satisfaction of the said claim of the said Judith & W<sup>m</sup> her husband ten negroes to each of the children of the **Judith** by Her former Husband Scuddy which **children** were **Nancy** who **intermarried with William M'Gehee**, who was present at the Execution of the writings, **Austin & John**. [Recall that Judith referred to her own daughter by the name of **Ann** and her son by the name of **Augustine**.] And this deponent States according to the best of his recollection that the said Judith received four negroes [of] her own choice in addition to those given to her children. But which he believes were to be Held for Her life and then to go to her children. That the Said Deed or contract in writing was executed by the said W<sup>m</sup> & Judith freely voluntarily and with a full Knowledge of their rights. That he does not recollect hearing Jas Edwards say anything upon the Subject of the claim of the said W<sup>m</sup> & Judith before the day of the execution of the aforesaid relinquishment. But does not believe that He made any Secret of it. As this deponent recollects hearing **his father Joseph Graves** say he had seen in the possession of the said Edwards the Deed on which the claim of the said William & Judith was founded and the subject was frequently talked about in the neighborhood by various persons without reserve or concealment ...

#### Dabney M'Gehee's Oath [July 6, 1818]

So.Carolina Abb. District} Dabney M'Gehee made oath that he attended two days on the within subpoena [which was dated May 28, 1818]

Sworn to 6th July 1818 J. McComb Commissioner

D. M'Gehee

[This is the last of four such transactions, chosen here as the latest date in this file. There is no final decree nor any other indication of how the judges ruled in this case. The reader may refer to the chart, elsewhere in this current issue, that compiles the genealogy revealed in this Equity Court case.]

## [ A Misplaced Document In This File ]

[The contributor came across a Decree in a case of **Thomas P. Brown et al vs Sarah Devall et al** (no date) that does not belong in the papers of the above case of **Judith Arnold vs James Arnold et al.**]

**ABBEVILLE COUNTY**

Abbeville County, SC, Probate Court, Will Book , page 23, **John Edmiston**, deceased, 1789

**Last Will & Testament of John Edmiston**

In the name of God Amen I **John Edmiston** being in a low and sick condition of health, but in perfect mind and memory do constitute this my last will and Testament viz I first bequeath my soul unto Almighty God ... etc and my body to the dust to be buried in a Christian manor at the direction of my Executor which shall hereafter be mentioned and as touching such worldly affairs as it has pleased God to bless me with I Leave and bequeath in the following manner viz—I first of all order that my just debts to be paid together with my funeral expenses—In the next place I Leave and bequeath to my well beloved wife **Elizabeth** one third of all my movable estate—and as to touching my Land I leave and Bequeath it to be equally Devided betwixt **my three sons Andrew John and James and one yet unborn shude it be a boy**, but still to remain in my wifes person wile unmarried, And as for the other two parts of my movable estate I [will it] to [be] equally divided amongst my hole children and **lastly** I order and constitute my wife **Elizabeth** Executrix and **John Wardlaw** Executor of this my last will & Testament. In witness whereof I have set my hand and seal this **seventh of March one thousand seven hundred and eighty nine**

John Edmiston {LS}

witness present his

**Victor Matthews Isable x Matthews Joseph Matthews**

mark

**John Edmiston's Will Proven**

State of South Carolina, Abbeville County} In open court this **Eighth Day of October one thousand eighty nine** Personally came **Victor Matthews and Joseph Matthews** the witnesses to the foregoing will and made oath that they did see **John Edmiston** Deceased sign seal publish pronounce and declare the same to be his last will and testament and that he was then of sound and perfect mind memory and understanding to the best of their knowledge and belief and that they the Deponents did subscribe their names thereto as witnesses in the presense of the Testator and at his request and in the presense of each other

Certified by order of Court the Day and Date above written

**John Bowie** C C

**Elizabeth Edmiston** the Executrix named in the forgoing will took the oath of an Executrix of said will in open court of Abbeville County the **Eighth Day of October** anno Domini 1789

**Bond [of] Eliz. & James Campbell to Account With the Heirs of John Edmiston Deceased**

State of South Carolina, Abbeville County} Know all men by these Presents that we **Elizabeth Campbell** wife of **James Campbell** (formerly **Elizabeth Edmiston**) **James Campbell Sen'** **John Richmond** and **Benjamin V Posey** all of Abbeville County aforesaid planters are held and firmly bound unto the Judges of Abbeville County Court and their successors in the full and just sum of Five Hundred Pounds lawful sterling money of the state aforesaid ... these presents Sealed with our Seals and dated the **thirteenth** day of **October** in the year of our Lord **one thousand seven hundred and ninety four** and of the the Independence of the United States of North America the **nineteenth**.

WHEREAS **Elisabeth Edmiston** ( now **Elisabeth Campbell**) Executrix of the Estate of **John Edmiston** late of this county deceased hath obtained an order of the County Clerk of Abbeville to expose all the personal estate of said deceased to public Sale—NOW THE CONDITION of the above obligation is such

that if the above said **Elizabeth Edmiston** formerly now **Elisabeth Campbell** and her Husband **James Campbell** shall and do well and faithfully pay unto the respective guardians to be appointed for the different Children of **John Edmiston** (deceased her former Husband) or to the said Legatees when they come of Age respectively if no guardian be appointed for them) all and every sum or sums of money or other Effects or Estate whatever according to their respective distributive share of the Estate of said **John Edmiston** Deceased ... then this obligation to be void, but otherwise it shall be and remain in full force and virtue. ~

**Elizabeth Campbell** {LS}

Sealed and delivered in the presence

**Andrew Edmiston James Wardlaw**

**John Richmond Benjamin V. Posey**

his

**James x Campbell** {LS}

mark

**PENDLETON DISTRICT**

Pendleton District, SC, Probate Court, Roll # 193. Estate of **Caleb Edmeston**, Dec'd (1800), **Margaret Edmeston** and **Nicholas Welch**, Ex'ors

**Will of Caleb Edmeston**

In the Name of God amen the **twenty six** Day of **September 1799** I **Caleb Edmeston** of the State of South Carolina and County of **Pendleton** farmer being very Sick and weak in body But in perfect mind and memory Thanks to God for the Same and Caling to mind the mortality of the Body and knowing that is apointed for all men to Die Do make and ordain This my Last Will and Testament that is to Say principally and first of all I give and Recommend my Soul into the hands of God that give it and for my Body I Recommend it to the Earth to be buied in Cristian lick and Desent maner at the Descretion of my Executors nothen Douting but at the general Resurrection I shall Receive the Same by the almighty power of God and as tuching Such worley Estate where with it hath pleased God to Bless me with in this life I give Devise and Dispose of the Same in maner and form folowing that is to Say **first** I impower and authorise these my Executors to sell and Dispose of three Bee hives the pleans D'Cuse knife foolage and broad axe and hand saw and if the articels are not suficient to pay the Debt for the Executors sell such things as can be spaired to pay it **Second** I Bequeath to my wife **Margaret** hir liven on the land as long as she lives **third** I Bequeath to **Daughters Elesabeth : Ann and haster** [Hester or Easter] the plantation wher **moses Whetley** now lives to be kept till one of the girls maries then to be Sold and the prise of it Equally Devided amongst the three and let their scholling be payed out of the Rent and Remainder be kept for their use **fourth** I Bequeath to my son **Joseph** the track of land that I am upon **fift** if any of theis my heirs Should Die without Ishue their part to be Equally Devided amongst the Rest **Sixt** the horses and Catel Sheap and hogs to be for the use of the famelay **Lastly** I do apoint and authorise my wife **Margaret** and **Nicolas Welsh** to be my Executors of this my last will and testament in witness whereof I Do herunto Sate my hand and Seal the Date and year first above written

Signed Sealed In Presens of us

**Robert Rankin John Watson**

N.B. This **third** Day of **Sep October 1799** in the second articel of the foregoing Will I make this alearation that my wife **Margaret** Shall have the forsaid plantation or Track of land hir Lifetime or during hir widowhood

Signed Sealed In Presens of us

**Robert Rankin John Watson Jonathan Montgomery J. P.**

**Caleb x Edmeston** {LS}

mark

**Caleb Edmeston's Will Proven**

South Carolina, Pendleton District} By **John Harris** Esq' Ordinary of s<sup>d</sup> District Personally appeared

before me Robert Rankin who being duly sworn on the holy Evangelist of Almighty God doth make oath & say, that he saw **Caleb Edmonson** Sign, Seal, publish pronounce & Declare the same to be his last will & testament that he the s<sup>d</sup> Caleb Edmonson was then of sound & Disposing mind, memory, & understanding to the best the Deponents knowledge & that W<sup>m</sup> Welch & Jonathan Montgomery together with Deponent, signed their names as witnesses thereto at the request of the testator in his presence, & in the presence of each other. At the same time Qualified Margaret Edmonson & Nicholas Welch Executors. Given under my hand and Seal the 14 day of October 1800

John Harris O. P. D. {Seal}

The within Probet Recorded Book B at page 10 on the back of s<sup>d</sup> page

Caleb Edmeston Will Recorded Book (a) pag 13 John Harris

[There were no other papers in this estate file.]

#### PENDLETON DISTRICT

Pendleton District, SC, Probate Court, Roll # 188. Estate of **Thomas Edmonson**, Dec'd (1807), CoP **John Brown** and **Henry Norton** Ex'ors

#### Will of Thomas Edmonson

In the Name of God Amen, I Thomas Edmonson of the District of Pendleton and State of South Carolina living being of sound and disposing mind and memory do make and ordain this to be my Last will and Testament: **Imprimis**, I give to my beloved wife **Ann Edmonson** that tract of Land where **John Powell** now Lives to her and her heirs for ever, I also Lend to my wife Ann Edmonson during the term of her natural life one Negro choice of **punch Tony Tery Jeffrey & George** one feather bed & furniture one horse, two cows & calves and as much of the household furniture as may be thought sufficient for house keeping—**Item** I give to my sons **William Edmonson James Edmonson & my Daughter Elizabeth Boulware** the sum of three dollars each out of my Estate **Item** I give to my sons **George Edmonson & Benjamin Edmonson** all the remainder part of my Estate Both Real and personal to them and their heirs for ever to be Equally divided between them. It is further my will & desire that all the the house hold with the other Property which I Lent to my wife Ann Edmonson shall at her Death to be Equally divided between my said two sons George & Benjamin Edmonson. It is my further will & desire that **Coln John Brown & Henry Norton** be Executors to this my Last will and Testament. In witness whereof I have hereunto put my hand & Seal this 16<sup>th</sup> Day of May 1807—

Thomas Edmonson {Seal}

before us Test **Henry Norton John Powell**

Thomas Edmonson Dec<sup>d</sup> Will Recorded Book (A) page 107

#### Thomas Edmonson's Will Proven

South Carolina, Pendleton District} By **John Harris** Esq<sup>r</sup> Ordinary of s<sup>d</sup> District Personally appeared before me **Henry Norton** who being duly sworn on the Holy Evangelists of Almighty God doth make oath & say, that he saw **Thomas Edmonson** sign, seal, publish pronounce & declare the above instrument of writing to be & contain his last will and testament & that he the s<sup>d</sup> Thomas Edmonson was then of sound & disposing mind, memory, & understanding to the best of the Deponents knowledge & belief: and that he the s<sup>d</sup> Henry Norton did sign his name as witness thereto at the request of the testator in his presence at the same Qualified Col<sup>l</sup> **John Brown & Henry Norton**

Executors Given under my hand & Seal this 29<sup>th</sup> Day of March 1809 John Harris O.P.D. {Seal}

#### Warrent of Appraisement

South Carolina, Pendleton District} By **John Harris** Esquire Ordinary [The appraisers named were **Thomas Lorton, William Willson, Andrew Hamilton, Major Thomas Henderson, and James Adams.**]

Dated the twenty Ninth day of March in the year of our Lord 1809 and in the 33 year of American Independence.

#### Bill of Appraisement

[The estate was appraised at a total value of \$ 2102.62½. All five of the above appraisers signed the inventory, but they did not date it. This file does not contain a Bill of Sale nor a Final Settlement.]

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#### OBITUARY OF ABRAM GILES DOZIER OF ABBEVILLE DISTRICT

Contributed by Dr. James L. Reid, 730 Walnut Hill Road, Campobello, SC 29322

Transcribed from *The Telescope*, a Columbia weekly, issue of March 5, 1815, page 3.

#### COMMUNICATION

DIED of the prevailing Epidemic, in Cambridge, Abbeville district on the 23d ultimo, **ABRAM GILES DOZIER**, Esquire. Mr. Dozier was in the 42d year of his age, and had spent seventeen years of his life in the practice of the law. He was a hard student and uncommonly attentive to the duties of his office, which were arduous; acquired a fund of legal knowledge seldom attained at his age. He was eminent in his profession. He justly deserved the appellation, "blessed are the peace makers;" for he invariably endeavored to suppress litigation among his friends and neighbors, and often arbitrated and settled their difference in a private way. Mr. Dozier was extremely useful as a public and private man, and was universally beloved by all who knew him. He was uncommonly temperate, sober and moral. Though his habits of body were feeble his industry was great. His whole deportment was that of a gentleman. Easy in his manners and goodness of heart and cheerful disposition, rendered him peculiarly agreeable; there was one trait of his character, that ought to be particularly noticed and indicated. He was the *stranger's* friend. To know that a stranger was in his village, was sufficient to claim his attention. He waited not the call formally of an introduction, but sought him out, and made him welcome at his hospitable habitation, where, if he had wounds, he healed them, like the good Samaritan, with the oil and the wine of his bounty. Mr Dozier was a Republican in principle, and a real friend to his country whose highest honors he might have shared, if he could have stooped to the mean arts of electionering, but such was his utter aversion to the practice, his independence and modesty of mind, that he would not have asked a vote to have been made President of the United States. Mr. Dozier had long thought himself a subject of God's pardoning mercy, and, though he belonged to no church, he revered and practiced the Christian Religion, whose sublime truths, I trust, he now enjoys in the fullest fruition. He was very happy in his family connexion—to the best of wives, made the kindest of husbands. He was an affectionate father and a prudent master. This loss to his neighbors will be great, but to his amiable widow and dear little children it will be irreparable. As they can never recall him, I trust, they will imitate his example, and cherish his virtues, till the great disposer of all things shall see fit to join them in regions of bliss, where they will never again experience the pain of separation.

AMICUS.

[Contributor's Note: A feature entitled "Peculiarities and Anomalies of the Late Epidemic" in *The Telescope*, issue of April 9, 1816, goes into great detail about the epidemic of influenza that swept through the country earlier that year.]

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## GENEALOGICAL CHART FROM THE EQUITY CASE ARNOLD VS ARNOLD *ET AL.*

The following chart summarizes the genealogical relationships disclosed in the Equity Court case of Judith Arnold vs. James Arnold *et al.*, Box 56, Package 3157 in Abbeville District. See pages 58-76 of the current issue of this *Quarterly* for a transcription of this case.

**John Butler** (b. 1600s d. after July 20, 1727)

**Miss Butler** m. **Morris Roberts**

**Rosamond Roberts** m. **James Edwards** m2 **Mrs. Elizabeth Arnold**

(b. before July 20, 1727, d. 1747) (b. , d. 1788)

**Judith Edwards** m1. (1762) **John Scuddy**

(b. 1742, d. after 1818) (b. , d. 1779)

1. **Ann Scuddy** m. **William McGee/McGehee**

(b. ca 1764, d. )

2. **Augustine Edwards Scuddy**

(October 15, 1775, d. )

3. **John Scuddy Jr.**

(Dec. 4, 1779, d. )

**Judith Edwards Scuddy** m2. **William Arnold**

(b. , d. 1802)

(no issue)

Children of Mr. and Elizabeth Arnold

1. **James Arnold**  
(b. before 1762, d. )
  2. **Barbara Arnold** m. **Benjamin Reynolds**  
(b. , d. after 1816) (b. , d. January, 1816)
  - Susannah Arnold** m. **William Graves**  
(b. , d. before 1816) (b. , d. after 1816)
    - a. **Miss Graves** m. **Garland Dillard**  
(b. , d. ) (b. , d. after 1816)
  4. **Elizabeth (Betty) Arnold** m1. **Larkin Reynolds**  
(b. 1759/60, d. after 1816) (b. , d. before 1815)
    - a. **John Vincent Reynolds**  
(b. , d. after 1816)
- Elizabeth (Betty) Arnold** m2 **Joseph Foster**  
(b. , d. after 1816)

The order of birth of the Arnold siblings is uncertain. Benjamin and Larkin Reynolds were brothers. Rosamond Roberts had a sister named Judith Roberts.

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## MANAGERS FOR THE STATEWIDE ELECTION OF DELAGATES TO A STATE CONVENTION TO RATIFY OR REJECT THE FEDERAL CONSTITUTION

Contributed by Dr. James L. Reid, 730 Walnut Hill Road, Campobello, SC 29322.

Contributor's Note: The constitutional convention having recently forged a national constitution for the newly federated states in Philadelphia, was sent to the several states for modification, ratification, or rejection. The following resolutions were passed by the House of Representatives of the State of South Carolina for the various parishes and districts of the state to choose their delagates to the state convention to be held in Charleston in May of 1788. Certain persons were designated to serve as managers of the election procedure at the local level. Their names will identify some of the prominent men in the different districts across the state at that time. Upstate locations and names are in boldface.

Source: *The Columbian Herald*, issue of Thursday March 13, 1788 Numb. 367

### Charleston, March 13

In the House of representatives,  
February 29, 1788

Ordered, That the under mentioned resolutions be printed in the several Gazettes of this state.

By order of the House  
John Standford Dart, C.H.R.

In the House of Representatives,  
February 17, 1788

*Resolved,*

THAT it be recommended to such of the inhabitants of this state as are entitled to vote for representatives to the general assembly, that they choose suitable persons to serve as delagates in a state convention, for the purpose of considering, and of ratifying or rejecting the constitution framed for the United States by a convention of delagates assembled at Philadelphia in May last.

*Resolved,* That each parish and district (Ninety Six District excepted, which shall be entitled to send three members from the north side of Saluda in the new boundary, and three members from the south side of Saluda in the new boundary in addition to those to those they are entitled to elect to the house of representatives) shall be entitled to send to the said convention as many delagates as they are respectively entitled to send to represent them in the senate and house of representatives

*Resolved,* That the elections for delagates as aforesaid, be held in the parishes of Saint

Philip and Saint Michael at the parish church of Saint Michael—

Managers, the church wardens of both parishes.

For the parish of Christ Church, at the house of James Eden—

Managers the church wardens.

For the parish of Saint John, Beekley county, at the club house near the parish church—

Managers, Theodore Gourline, Esq. and John Broughton

For the parish of Saint Andrew, at the parish church—

Managers, the church wardens.

For the parish of Saint George, Dorchester, at the village of Dorchester—

Managers, the church wardens.

For the parish of Saint James, Goose Creek, at the parish church—

Managers, the church wardens.

For the parish of Saint Thomas and Saint Dennis, at the parish church—

Managers, the church wardens

For the parish of Saint Paul, at the parsonage house—

Managers, the church wardens

For the parish of Saint Bartholomew at the calvinist church, near Pompon church—

Managers, Henry Hyme and Artemas Ferguson.

For the parish of Saint Helena, at the

church in Beaufort—

Managers, the church wardens.

For the parish of Saint James, Santee, at the parish church—

Managers, Isaac Dubose and Benjamin Webb.

For the parish of Prince George, Winyah, at the town of Georgetown.

—Managers, the church wardens

For the parish of All-Saints, at the west end of Long Bay, at Peak's old place—

Managers Thomas Sterritt and James Bolin.

For the parish of Prince Frederick, at George White's, Indian-town—

Managers, Robert McCottery and John James, jun.

For the parish of Saint John, Colleton county, at the Rock-landing, on Wadmelow Island—

Managers, the church wardens.

For the parish of Saint Peter, at Capt. William Maner's, on Black Swamp—

Managers, Peter Porcher and John Wilkinson.

For the parish of Prince William, at Stoney Creek Church—

Managers, Frederick Frazier and William Page.

For the parish of Saint Stephen, at the

parish church—  
Managers, the church wardens

For the district eastward of the Wateree, three days, viz. First day at Statesburgh—second day at Camden—third day at Lancaster court-house—  
Managers, William Murrell, William Lang & Eleazer Alexander.

For the district of Ninety-Six, the 10th day of April next at Edgefield Court-house; and the 12th of April next at Abbeville Court-house—  
Managers William Moore, Andrew Hamilton, and John Martin,

and that part of the district lying on the north side of Saluda in the new boundary the 11th and 12th days of April next, at the house of Lamuel James Alstone.—  
Managers, Robert Maxwell and James Harrison.

And that part of the district lying on the south side of Saluda in the new boundary the 11th and 12th days of April next, at the ford of Twenty-three Mile Creek on the road from Abbeville Court-house to Seneca—  
Managers, Robert Anderson and William Steele.

For the district of Saxe-Gotha, at the house of John Burkett—  
Managers, Joseph Culpeper, John James Haig and William Fitzpatrick, Esquires.

For the district between Broad and Saluda Rivers in three divisions:] The lower-district, at the Dutch church, near the Blockhouse.—  
Managers, the honorable John Hampton, Esq. and Jeremiah Wilson.

For the Little River district, at Hammond's old store—  
Managers, James Caldwell and George Ross.

For the Upper or Spartan District, viz. The first day at Union Court-house. The second day at Spartan Court-house.—  
Managers, William Kennedy and William Benson.

For the district between Broad and Catawba Rivers, viz.

In Richland County, at William Myer's, three members to be chosen—  
Managers, Joel Mc Lemore and Jeffe Baker.

In the town of Winnsborough, at Fairfield Court-house, four members—  
Managers, David Evans and John Woodward.

At Chester Court-house, four members to be chosen—  
Managers, Edward Lacey and Hugh Knox.

For the district called the New Acquisition, at York Court-house.—  
Managers, Malcolm Henry and William Moore.

For the parish of Saint Matthew, at the parish church—  
Managers, William Heatley, jun. and William Watt.

For the parish of Orange, at Orangeburg Court-house.—  
Managers, John Sally and Samuel Rowe.

For the parish of Saint David, three days, viz. The first day at Kimbrough's Mill. The second day at Chesterfield Court-house. The third day at Marlborough Court-house.—  
Managers, Lamuel Benton, Esq., Tristram Thomas and William Piques.

For the district between Savannah River and north fork of Edisto, at the house of Charles Brown the lower three runs.—  
Managers, John Parkinson and the honorable William Dunbar, Esq.

*Resolved*, That the managers aforesaid, prior to their proceeding to the elections, do take the following oath before some magistrate, viz.  
"That they will faithfully and impartially carry into execution the aforesaid election agreeably to the resolutions of the legislature of the state of South Carolina, in the case made and provided. SO HELP ME GOD."

*Resolved*, That the said elections be held

on Friday and Saturday, the 11th and 12th days of April next, from ten o'clock in the morning to five o'clock in the afternoon of the respective days, except in the district of Ninety-Six, where the elections shall be held on Thursday the 10th day and on Saturday the 12th day of April next, also in the district to the eastward of Wateree, and the parish of Saint David, where the elections shall be held on Thursday the 10th, Friday the 11th, and Saturday the 12th days of April next.

*Resolved*, That the persons so elected to serve in convention shall assemble on Monday the 12th day of May next in Charleston.

*Resolved*, That notice be given in the several Gazettes of this State, of the time, place, and purpose of the election, and that printed copies of these resolutions be transmitted to the persons who shall be appointed to conduct the said elections.

*Resolved*, That the Delegates who shall be elected to serve in the State convention, shall have the same allowance for their attendance, as shall be given to the members of the present General Assembly.

[Several additional resolutions that were passed will be omitted here.]

#### Old Time Graffiti

Source: *The Columbia Telescope*, issue of July 16, 1816, page 4.

Lines found in one of the Inn's at Elvanfoot, a stage house on the mail-coach road, half way between Carlisle and Glasgow, Scotland.

I've reach'd this place, thanks to the Gods!  
Through Paths both rough and muddy;  
A certain proof that making roads  
Is here, no public study.  
Though with Religion I'm not cramm'd  
Yet, as the scripture says,  
The people here will sure be damn'd  
Unless they mend their ways.

## RESOLUTIONS AND VOTING RECORD OF THE S.C. STATE CONVENTION THAT RATIFIED THE FEDERAL CONSTITUTION

Contributed by Dr. James L. Reid, 730 Walnut Hill Road, Campobello, SC 29322.

Contributor's Note: Since the state of South Carolina ratified the federal constitution in the month of May two hundred and thirteen years ago, it seems fitting to record in the current issue of this *Quarterly* how the delegates from the several parishes and districts voted. To this contributor, the huge surprise was that the upstate region voted overwhelmingly against the constitution. An explanation of the upstate vote is given by Rachel N. Klein, *Unification of a Slave State, the Rise of the Planter Class in the South Carolina Backcountry, 1760-1808*, (The University of North Carolina Press, Chapel Hill, NC, 1990), pages 164-171.

Source: *The Columbian Herald* Monday May 26, 1788 Numb. 388

### CHARLESTON, May 26.

In Convention of the people of the state of South Carolina, by their representatives, held in Charleston, on Monday the twelfth day of May, and continued by divers adjournments to Friday, the twenty third day of May, Anno Domini, one thousand seven hundred and eighty-eight, and in the twelfth year of the independence of the United States of America.

The Convention having maturely considered the constitution, or form of government, reported to congress by the convention of delegates from the United States of America, and submitted to them by a resolution of the legislature of this state, passed the seventeenth and eighteenth days of February last, in order to form a more perfect union, to establish justice, ensure domestic tranquility, provide for the common defence, promote the general welfare, and secure the blessings of liberty to the people of the said United States and their posterity; Do in

the name and behalf of the people of this state, hereby assent to, and ratify the said Constitution.

Done in Convention the twenty third day of May, in the year of our Lord one thousand seven hundred and eighty eight and in of the independence of the United States of America the twelfth.  
*Thomas Pinckney, President* {L.S.}  
*Attest John S. Dart, Secretary* {L.S.}

And Whereas it is essential to the preservation of the rights reserved to the several states, and the freedom of the people under the operations of a general government, that the right of prescribing the manner, time, and places of holding the elections to the federal legislature, should be for ever inseparably annexed to the several states. this Convention doth declare, that the same ought to remain to all posterity a perpetual and fundamental right in the local cases where the legislatures of the states shall refuse or neglect to perform and fulfill the same according to the tenor of the said

constitution. This Convention doth also declare, that no section or paragraph of said constitution warrents a construction that the states do not retain every power not expressly relinquished by them and vested in the general government of the union.

*Resolved*, that the general government of the United States ought never to impose direct taxes, but where the monies arising from the duties, imposts and excise are insufficient for the public exigencies; nor then until congress shall have made a requisition upon the states to assess, levy and pay their respective proportions of such requisitions; in case any state shall neglect or refuse to pay its proportion, pursuant to such requisition, then congress may assess and levy such state's proportion, together with the interest thereon, at the rate of six per cent. per annum, from the time of the payment prescribed by such requisition.

*Resolved*, That the 3d section of the 6th article ought to be amended, by inserting the word

other between the words *no* and *religious*.

*Resolved*, That it be a standing instruction to all such delegates as may hereafter be elected to represent this state in the general government, to exert their utmost abilities and influence to affect an alteration of the constitution, conformably to the foregoing resolutions.

Done in Convention, the 23d day of May, in the year of our Lord, One Thousand, seven hundred and eighty-eight, and of the Independence of the United States of America the twelfth,

Thomas Pinckney, President  
{L.S.}  
Attest John S. Dart, Secretary,  
{L.S.}

### In CONVENTION

May 23, 1788

*Resolved*, That this Convention do Assent to and Ratify the Constitution agreed to on the 17th day of September last, by the Convention of the United States of America held in Philadelphia,— On the question being put to agree to the same, the Ayes and Nays were required by the unanimous voice of the Convention, and are as follows: viz.

For the parishes of *St Philip* and *St. Michael, Charleston*.

AYES  
Messrs. C.C. Pinckney, C. Gadsden, E. Rutledge, D. Ramsay, T. Heyward, jun., E. Darrel, I Motte, T. Gadsden, J. Mathews, E. Blake, T. Bee, D. Desaussure, T. Jones, J.F. Grimke, W. Johnson, J. J. Pringle,

J. Blake, D. Stevens, D. Cannon, A. Toemer, H. Rutledge, J. Budd, F. Kinloch, W. Somersall, M. Kalteisen, R. Lushington, N. Russell, J. Smith, L. Morrid, E. Lightwood, J. Edwards  
*Christ Church*.

AYES  
C. Pinckney, J. Rutledge, A. Vanderhorst, W. Read, J. Manigault, J. Read, J. Toomer.

*St John, Berkeley County*.  
AYES  
H. Laurens, W. Moultrie, H. Laurens, jun.

NAYS  
Messrs. P. Fayssous, K. Simon, T. Walter  
*St. Andrews*.

AYES  
G. Drayton, R. Hutson, T. Fuller, J. Ladson, R. Izard, jun. C. Drayton, W. Scott.

*St. George, Dorchester*.  
AYES  
J. Glaze, M. Waring, T. Waring, J. Postell, M. Hutchinson, J. Dawson.

*St. James, Goose Creek*  
AYES  
R. Izard, P. Smith, B. Smith, G. Manigault, W. Smith, J. Parker, jun., J. Dees, jun.

*St. Thomas and St. Dennis*.  
AYES  
J. Huger, T. Karwon, T. Screven, R. Daniel, L. Fogartie, J. Harleston, I. Parker.

*St. Paul's*  
AYES  
P. Hamilton, G. Haig, J. Slann, R. P. Saunders, W. Washington.

NAYS  
Jehu Wilson, M. Garner.  
*St Bartholomew*.

AYES  
J. Lloyd, J. Croskeys  
NAYS  
B. Postell, W.C. Snipes, O. Smith, P. Walter, E. Bellenger.

*St. Helena*.  
AYES  
J. Barnwell, J. Joyner, J. Kean, W.H. Wigg, R. Barnwell, W. Elliott, J. Stuart.

*St. James, Santos*.  
AYES  
I. Dubose, I. Miles, S. Warren, R. Withers,

J. Mayrant, T. Horry.  
NAYS  
J. Bowman.  
*Prince George, Winjah*.

AYES  
T. Waties, S. Smith, C. Kinloch, W. Allston, jun.  
*All Saints*.  
AYES

T. Allston, D. Morrall  
*Prince Frederick*.  
AYES  
W. Wilson, A. Tweed, W. Frierson, J. Pettigrew

NAYS  
P. Dollard, W. Reed, J. Burgess, jun.  
*St. John, Colleton County*.  
AYES

T. Legare, R. Muncreef, jun., D. Jenkins, E. Mikell, W. Smelie.  
*St Peter*.  
AYES

J. Fenwick, J. Harlestone, S. Stafford, H. Holcom.  
NAYS  
J. Chisholm, J. L. Bourquin, jun.

*Prince William*.  
AYES

T. Hutson, J. M'Pherson, J. Maine, J. A. Cuthbert, J. Lightwood, J. Simmons, S. Deveaux  
*St. Stephen*.  
AYES

J. Palmer, H. Maham, S. Dubose, J. Peyre.  
*District Eastward of the Waters*.  
AYES

J. Chesnut  
NAYS  
T. Sumter, A. Balkins, J. Lowry, B. Cudworth, W. Massey, H. White, T. Dunlap,

J. Montgomery, S. Dunlap  
*District of Ninety-Six*.  
AYES  
J. Harris

NAYS  
J. Lincoln, A.C. Jones, A. Hamilton, E. Martin, J. Calhoun, W. Butler, J. Bowie, J. L. Gervais.  
*North Side of Saluda*.

AYES  
S. Earle, L. J. Allston, J. Thomas, jun.  
*South Side of Saluda*.  
AYES

J. Miller, W. M'Caleb  
*District of Sacco-Gotha*  
AYES  
H. Pendleton.

NAYS  
R. Hampton, J. Culpeper, W. Hampton, W. Fitzpatrick, L. Threewits, J. Threewits.

*Lower District between Broad and Saluda Rivers*.  
NAYS  
A. E. Burke, J. Lindsey, P. Waters,

R. Rutherford, J. Hampton.  
*Little River District*

AYES  
J. Hunter, T. Wadworth.  
NAYS  
S. Saxon, J. Saxon.

*Upper or Spartan District*.  
NAYS  
W. Kennedy, J. Jordan, C. Sims, T. Brandon, Z. Bulloch.

*District between Broad and Catawba Rivers, viz*  
*Richland County*.  
NAYS  
T. Taylor, W. Meyer, T. Howell.

*Fairfield County*.  
NAYS  
J. Craig, J. Brown, J. Cook, J. Grey.

*Chester County*.  
NAYS  
E. Lacey, J. Brown, W. Milles, J. Knox.

*District called the New Acquisition*.  
AYES  
F. Cummins

NAYS  
W. Hill, R. Patton, S. Watson, J. Martin, J.G. Hunt, S. Lowrey, A. Love, J. M'Caw, A. Meek, A. Smith.

*St. Matthew*.  
AYES  
W. Thompson, P. Warley.  
NAYS  
J. Linton. *Orange*.

AYES  
L. Lestajette, J. Rumph, D. Bruce.  
*St. David*.  
AYES  
L. Benton, W. Dewitt, C. Spencer, S. Taylor, R. Brownfield, B. Hicks, jun.

*the North Fork of Edisto*.  
AYES  
J. Collins, J. Clark, S. Smith, W. Dunbar, J. Vince, W. Robison

Ayes 149  
Nays 73  
Majority 76

So it was resolved in the affirmative.  
*John Sandford Dart, Secretary*

...  
[The voting on a motion made by General Thomas Sumter, aka The Gamecock, that further consideration of the federal constitution be postpone until October 20, 1788 will not be recorded here. The "Noes" outvoted the "Ayes" 155 to 89.]

### DEATH OF IGNATIUS FEW OF GREENVILLE COUNTY

Source: *The Carolina Spartan*, issue of April 23, 1890, p. 1 (copied from *The Greenville Daily News*)

GREERS, S. C., April 18.—Ignatius Few, one of the oldest and most prominent citizens of Highlands Township, died last night. He was eighty-three years old. He was the last brother of a large and noted family. His father, William Few, was first cousin to Dr. Ignatius A. Few, the founder of Oxford College, Georgia. His grandfather, Jas. Few, was killed by the Tories in North Carolina. He was a brother of Colonel William and Colonel Benjamin Few of the Revolutionary War.

Ignatius Few was a prominent member and exhorter in the Methodist Church. He could not well be otherwise, as the Fews have been members of the Methodist Church for six generations, their forefathers being cotemporary with Wesley, Asbury and Fletcher. He was a man of fine mind and indomitable will.

His paternal ancestors were from Wales. The most remote one of them of which I been able to obtain any record is his great, great grandfather. He came over with William Penn and settled in Pennsylvania, but early moved to Georgia.

L. C. Z.

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### DEATH OF MRS. ELVIRA WHITE IN TEXAS

Source: *The Carolina Spartan*, issue of December 3, 1890, p. 3

—Mrs. Elvira White, the widow of the late Edwin White, died at Dennison Texas May 8, 1890 aged 78. Her daughter Miss M. J. White, 43 years old, died at the same place in July. These people were well known about Boiling Springs and New Prospect [Spartanburg County].

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### ADVERTISEMENTS IN 1816 FOR MOUNT PROSPECT ACADEMY IN UNION DISTRICT

Source: *The Columbia Telescope*

Issue of July 16, 1816, p. 4

#### MOUNT PROSPECT ACADEMY

A PUBLIC EXAMINATION of the students of this institution, will be held on the 11th, 12th and 13th of July. They will be examined on the studies commonly taught in Academies, together with Algebra, Geometry, Trigonometry, and some branches of Practical Mathematics. The exhibition of their oratory, composition and some dramatic pieces, will commence on Friday the 12th at 10 o'clock. We will be happy to see attend those who have leisure and a disposition to witness the improvement of Youth. J Campbell.  
Union District, July 8 3t

\*\*\*

Issue of October 22, 1816, p. 4.

#### MOUNT PROSPECT SOCIETY ACADEMY UNION DISTRICT

WANTED, at the COMMENCEMENT of the ensuing year, a teacher, of respectable talents and character and of approved experience in teaching, to superintend the education of youth in this seminary; Mr. Campbell, the present principal, having resigned. The School house is commodious, and its situation, as well as the vicinity, remarkably healthy. The price of board in the neighborhood, will be raised for next year, (in consequence of the increased price of provisions) to eight dollars per month. Any person desirous of succeeding Mr. Campbell in this institution, will please apply on or before the 15th of November next, by letter addressed to the President of Mount Prospect Society, Goshen Hill Post Office, Union District.

Issue of October 29, 1816, p. 4.

#### A LEASE OF LAND

WILL be let, to any person wishing to keep a boarding house near to the MOUNT PROSPECT ACADEMY. The accommodations will be suited as much as possible to the views of any well qualified person who may wish to engage in that business. For terms apply to

EDWARDS EDWARDS

FRANCIS F. GIRT

GEORGE P. B. HASELL

July 30, 1816

\*\*\*

Issue of October 29, 1816, p. 4.

#### ADVERTISEMENT

THOSE Gentlemen who have been engaged in obtaining by subscription, donations for the Mount Prospect Library Society, respectfully and earnestly solicited to return their subscription papers, together with amounts subscribed, if convenient, on or before the first day of November next, directed to the President of the Society, at Oniel's Post Office, Union District.

JAMES CALDWELL, }

JOHN S. MILLS, } *Committee*

JOHN S. }

N. B. The editors of the Telegraph and Telescope at Columbia, and the City Gazette Charleston, are requested to insert the above three or four times in their respective papers, and forward their accounts for payment.

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#### DEATH NOTICE OF DRURY MIMS, FORMERLY OF EDGEFIELD

Source: *The Edgefield Advertiser*, issue of June 30, 1858

Died, at Eufaula, Ala, on the 18th inst. Mr. DRURY MIMS, aged 75 years. He removed from this vicinity, near 30 years ago to Columbus, Ga., where he maintained to the day of his death a good christian character. Peace to his ashes.

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#### A GENEALOGIST'S PRAYER

Lord, help me dig into the past,  
And sift the sands of time,  
That I might find the roots that made  
This family tree of mine.

Lord, help me trace the ancient roads  
On which my fathers trod,  
And led them through so many lands,  
To find our present sod.

Lord, help me find an ancient book,  
Or dusty manuscript,  
That's safely hidden now away,  
In some forgotten crypt.

Lord, let it bridge the gap that haunts  
My soul, when I can't find  
The missing link between some name  
That ends the same as mine.

Author Unknown

Source: *The Dallas Genealogy Society Newsletter*, April 2001 issue, page 54.

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### A FORECLOSURE SALE

Source: *The Carolina Spartan*, issue of January 14, 1891, p. 2.

W. G. Bryant and Hukda Bryant to Mary J. Tate

Mortgage of Real Estate

By virtue of authority granted me in the above stated mortgage, I will sell at public auction, to the highest bidder at Spartanburg Court House, State of South Carolina, on saleday in February next, within the legal hours of sale, all that lot or tract of land, lying in the County and State aforesaid, bounded by lands of A. C. Black, D. M. Moore and H. C. Easler, and situated on the Coulter's Ford Road, and containing thirteen (13) acres, more or less. See Mortgage Book No. 11, page 229.

Terms of sale: Cash. MARY TATE, Mortgagee Jan. 13th 1891 3t

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### DEATH OF JEREMIAH COOK, FORMERLY OF EDGEFIELD, WAR OF 1812 VET

Source: *the Edgefield Advertiser*, issue of August 26, 1857, p. 4.

Died, in Cherokee County, Ga., on the 11th inst. JEREMIAH COOK, Sr., aged 72 years. He was born in Tennessee, was a soldier in the war of 1812, and had been a resident of Edgefield from his youth until about four years ago, when he emigrated to Georgia.

He was most emphatically a good man in every relation of life. A devoted husband and father, an indulgent master, and a most disinterested friend. The poor and needy never left his door without such aid and comfort as he was able to give. Around the bed of suffering and sorrow he was the sympathizing and faithful neighbor. And, frequently in the troubles and afflictions which have fallen to the lot of the writer of this humble tribute to real worth and merit, has the strong bosom heaved and the gushing tears of the kind and good man fallen, though no ties of consanguinity existed. 'Twas but the outpouring of a full and benevolent spirit—a generous and warm sympathy. And moreover this esteemed friend was a most sincere Christian, as the member of the Gilgal and neighboring Churches will unanimously testify.

In his last moments he expressed his entire willingness to die and be with the the Savior he had so long served; while his family and neighbors will long remember the earnest exhortations to live faithfully and be ready when death should claim them. "Blessed is he that considereth the poor—The Lord will deliver him in time of trouble."

[A TRIBUTE OF RESPECT published on page 1 of the October 21, 1857 issue of the *The Edgefield Advertiser* indicates that Jeremiah Cook, Sr. was a member of Providence Church, Cherokee County, Georgia at the time of his death.]

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### JAILBREAK AT CAMBRIDGE

Editor's Note: Cambridge was the seat of government of the old Ninety Six District, being in the territory that was to become Abbeville County. Cambridge suffered the same fate as that of Pinckneyville: It vanished. The records of Ninety Six District went to the Abbeville County court house.

Source: *The Columbian Herald*, issue of Thursday April 16, 1789 Numb. 480  
State of South Carolina

By his Excellency Charles Pinckney,  
Esq. governor and commander in chief in and over the state aforesaid.

### A Proclamation

WHEREAS the common gaol at Cambridge, for the District of Ninety-Six, was on the night of the 14th instant, destroyed by fire, and the following prisoners, viz. John Sharpton, committed for horse stealing, [blank] Hunt, also for horse stealing, and Solomon Spears, for stealing of cattle, severally made their escapes from confinement: And whereas there is reason to believe that the same was intentionally set on fire, by some evil disposed persons, for the purpose of rescuing the above mentioned prisoners. In order to bring the perpetrators of this daring and atrocious offence to exemplary punishment, I have thought fit, by and with the advice of the Privy Council, to issue this Proclamation, hereby offering a reward of One Hundred Pounds for each of the said prisoners, to be paid on their delivery to the keeper of any of the gaols within this state: And I do hereby offer a free and full pardon to any accomplice who may give information, so as that the principal or principals may be secured and brought to trial; and require all judges, justices, sheriffs, constables, and others, to be aiding in discovering and apprehending the person concerned in the above offence.

GIVEN under my hand and the great Seal of the State in the city of Charleston, this twenty seventh day of March, in the year of our Lord one thousand seven hundred and eighty nine, and in the sovereignty and independence of the United States of America the thirteenth.

Charles Pinckney.

By his Excellency's Command

Peter Freneau, Sec'y

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### AN EXPERIMENTAL DRUNK

Source: *The Carolina Spartan*, issue of August 30, 1882.

A St. Louis preacher, never having tasted whiskey, bought a half gallon of it to study its effects, in order the better to describe them in the temperance sermon he was preparing. To avoid publicity and accidents he locked himself into his study and threw the key out of the window. In less than an hour he was singing and dancing instead of writing; about four o'clock in the afternoon he climbed out of his window and slid down the lightning-rod, fell into a swill barrel, kissed a woman in the street, got licked by two men at different times, broke a window, stole a dog, sassed a policeman, and got run in. The judge socked it to him most awfully—thirty days—but his church forgave him, and took him back on his solemnly promising that he would hereafter discuss the temperance question from a purely theoretical standpoint.

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### FINDING BALLENGERS WHILE LOOKING FOR BISHOPS

Contributed by Bruce Ballenger, 6605 Gaywind Dr, Charlotte, NC 28226 or Bruce@Ballenger.com.

Recent E-mail from several Bishops regarding their ancestor, Sarah Bishop, called for a further look at Spartanburg County 1856, Estate File #2427. In the past Bishop researchers found a note in the file that mentioned "old Edward Ballenger" which indicated that Sarah and Edward were contemporaries and possibly children of Francis Ballenger and Sarah Conner. Neither they nor I have produced additional

evidence to substantiate that relationship. To examine the file more carefully, I purchased a copy from the South Carolina State Archives. A careful examination produced no more information about "old Edward Ballenger". The date of his death, 6<sup>th</sup> of May 1823, confirms that he was the same Edward, wife Pleasant Lewis, brother of James and Frances.

There was substantial information about other Bishops which I pass along to those who don't already have it. I have typed excerpts for the estate papers that had names and dates. William Bishop died without a will and the file includes a list of his possessions and who purchased them. They were Bishop, Seay, Clark, Poole, Cook, etc. but with no indentifying data. The following is typed as exactly as possible.

"State of South Carolina Spartanburg District September 24 1826. This Book maid for a Mememoral of Materials Sutch as the ages of my Children and the death of My Late deseast old father and Mother and the desease of Edward Ballinger he died August the 6<sup>th</sup> Day 1823  
(Signed) WL Bishop"

"William L. Bishop his Book Maid for the purpus of Keeping Accompt of all that I do let my Children have to no when I have done and given all a Like so that there shall be No hard thoughts of me after I am dead and Gawn for my desire is to give to all alike with out sum unnone thing should take place Which I do not at the present"

"Allen Bishop, he left Spartanburg Sunday the—day of September 1815.  
James W. Bishop, he left Spartanburg on the 19<sup>th</sup> of October on Sunday 1818—John Bishop, he left Spartanburg on Sunday the 11 day of March—? Lovcly Bishop, She left Spartanburg December the 23 day 1830"

"Jewdy Bishop, She was married September 29 1831, Jewdy Bishop dew to my estate at my death for one featherbead the weight of 35 lbs Seventeen dollars and fifty cents cow one calf ten dollars"

"Labern Bishop dew my Estate Sixty five dollars insted of a horse. Money paid in hand the day he started to Alleybamma August the 4 1838"

"Anderson Bishop he was born on a Friday the 4<sup>th</sup> day of March 1814—Labern Bishop he was born August the 10<sup>th</sup> day on Staurday 1816—Abel Bishop he was born on Wednesday the 26<sup>th</sup> of January 1820—NB William Bishop senior he died August the 10<sup>th</sup> day 1823 and Sarah Bishop his wife she died September the 21 day 1826—Ruben Seay he died February the 18 day 1833"

"Anderson Bishop dew to my estate for one sorrel mare by the name of Tilday Sixty Dollar"

"Abel Bishop he left Spartanburg the December the first day—1841 and is Dew to my estate sixty five dollars at my desease for a filley called Medley"

"James Bishop Dew to my estate at my death for one sorrel horse called Jack forty five dollars—Mary Ann Bishop She was married October the 17<sup>th</sup> day of 1833 and dew to my estate at my death for one feather bed the weight of thirty seven pounds of feathers seventeen Dollars fifty sents and one cow and calf at the same time ten dollars"

"James W. Bishop he was born on Saturday the 16<sup>th</sup> Day of March 1806—Patsey Bishop She was born

on Friday 3<sup>rd</sup> day of July 1807—Mary Bishop She was born Saturday the 24 Day<sup>th</sup> September 1808—Pleasant Bishop She was born on Munday the 28<sup>th</sup> of January 1811 Jewdy Bishop She was born on Tuesday the 21th day of April 1812"

"Wm L. Bishop he was born Jenuary the 26 1781—Polly Bishop She was born November the 15<sup>th</sup> 1785 We ware Married March the 15<sup>th</sup> Day of 1804—Lovely Bishop She was born on Saturday the 5<sup>th</sup> Day of Jenuary 1805 and was Married August the 9<sup>th</sup> day 1825"

If anyone has additional information about Sarah Bishop's relationship to Edward Ballenger, please share it. I look forward to hearing from you. *Bruce Ballenger.*

## QUERIES

Query Editor:  
Faye Berry, 833 Hayne St., Spartanburg, SC 29301-1866; 864-585-8125 or fbjrgphs@spartanburg.net

### SMYTHE MARTIN

Ralph Owen, 562 South Joplin Av, Tulsa, OK 74112-2925 email: ROWEN1117@juno.com

Searching for information on my great-grandmother, Rebecca Smythe. She was born in South Carolina and married Francis Martin. Any help appreciated.

### FLOYD GOWAN

Lynn Sellers, 302 Mt. Zion Rd., Spartanburg, SC 29303

Searching for information on William Floyd who married Evie Gowan. Their dates are not known to me but I do know they had a son, Almond Edward Floyd, born Feb.29, 1914, died July 5, 1972. These people were in the 1920 Spartanburg County census living in the Inman area, Hwy #176. Evie lived there until lightning struck the old home place and it was totally destroyed by the fire. Any help appreciated.

### MOORE MCCALL

Lynn Sellers, 302 Mt. Zion Rd., Spartanburg, SC 29303

Seeking information on Weldon Moore, possibly of Holly Springs area of Spartanburg County. He married Sonora McCall who was born in Roseman, NC. They had one child that I know of, Thelma Mary Moore, born November 10, 1912, died May 3, 1989. She was born in the Holly Springs area. Any help appreciated.

### TINSLEY SCRUGGS

Lynn Sellers, 302 Mt. Zion Rd., Spartanburg, SC 29303

Charles W. Tinsley, born May 4, 1875, died September 23, 1929 married Julie Scruggs who was born March 31, 1876 and died March 11, 1959. These people are buried in the old Clifton Cemetery at Clifton Mills, Spartanburg County. Her parents were possibly from the Chesnee area of Spartanburg County and his may have been from the Clifton area. Any help appreciated.

**LANDS SMITH**

Lynn Sellers, 302 Mt. Zion Rd., Spartanburg, SC 29303

Seeking information on William Lands who died October 19, 1917. Also on Conley M. Smith, born May 26, 1858 and died June 6, 1910. They both are buried at Zion Hill Baptist Church Cemetery, Spartanburg County, SC. Also need information on Jesse Alberry Lands, born November 29, 1882 and died May 26, 1938. He married Edith Adaline Smith who was born January 3, 1888 and died January 19, 1936. Both died in Rock Hill, SC.

**FOWLER WALDROP**

Willie Jean Humphries, 128 Love Springs Rd, Cowpens, SC 29330

Seeking information concerning Robert Fowler and his wife Margaret Waldrop Fowler. He died in the spring of 1874 before my grandmother, Anna Robert Fowler, was born on October 30, 1874. Family tradition tells me that he was buried on the side of a mountain and that there was a railroad at the bottom of the hill. Some of his children were born in Haywood County, NC. His family is listed in the 1870 census for Haywood County. His wife, Margaret, is listed in Glassy Mountain Township in Greenville County, SC in 1880. Anna Robert Fowler is not listed among her children in 1880. Who were Robert's parents, where was he born and where did he live and die? I would also like to learn his place of burial. Margaret Waldrop Fowler and at least two of her children are buried at Macedonia Baptist Church in Cherokee County, SC. Anna Robert Fowler's death certificate states Spartanburg County, SC; as her place of birth. Any help appreciated.

**ALTON MCCAULEY**

Willie Jean Humphries, 128 Love Springs Rd, Cowpens, SC 29330

Would like information on Mary Jane Alton who was born March 17, 1845 and died February 24, 1874. She married Lee Roy McCauley on October 11, 1866. She is buried at Ebenezer Baptist Church, Traveler's Rest, SC. She was the mother of Emmer Idela McCauley, Ellen McCauley and William Henry McCauley who wed Anna Robert Fowler. The following note was found on some information from Leonard McCauley's genealogical materials: "Jane's Mother was a Polly Shelton Jane's Father was John Watson." Any help appreciated.

**PEARSON ALVERSON**

Willie Jean Humphries, 128 Love Springs Rd, Cowpens, SC 29330

Seeking information as to the parents of Harriet Matilda Pearson. She married Jesse Alverson (I believe she was the first of his four wives). He was born April 8, 1828 and died September 12, 1900. He is buried at Washington Baptist Church Cemetery. Harriet and Jesse were the parents of Ida Elizabeth Alverson, Greenville Co., SC. She wed William Sidney Lindley on April 18, 1885. Harriet Matilda Pearson Alverson is buried in an unmarked grave at Washington Baptist Church near Ware Place, SC. Any help appreciated and will gladly exchange information.

**HENDERSON**

Evelyn Betty Henderson, 101 Belview Dr, Boiling Springs, SC 29316-6022; phone: 864-578-0313

Need information on parents and siblings of Peter Henderson, born about 1795 in North Carolina. He wed Elizabeth Giles who was born about 1796 in North Carolina. Peter's family appears in the 1830 census for Rutherford County, NC and he was listed as being a Miller by occupation. Living side by side were the following Hendersons: William, Peter, Thomas, Moses, and Awasere. Are they related? Peter and Elizabeth were parents of William Andrew "Billy", born about 1819; Alexander "Sandy", born about 1922; Mary, born ca 1827; George M., born about 1832 and Elizabeth who was born about 1834. Any help appreciated. Other lines we are researching are: GILES, HORNE, LITTLE, WILLIAMS, EDWARDS, BERRY, STRANGE, TUCK, DAVIS, MOTT, LIGON.

**HOOKER**

Sharie Chesset, P O Box 2964, Roswell, NM 88201; email schesser@rt66.com

Who were the parents of James Hooker, born about 1781, possibly in South Carolina, died July 29, 1784 in Greenville County, SC. He owned land on Mountain Creek of Enoree River and Buckhorn Branch of the Enoree. Was he related to the Hookers in Spartanburg County? I also need parents of his wife Lydia. Their children were: Jane, William, Mary, Ruth, Spencer, John T., Edward/Edmond and Rebecca. I will appreciate any help and will answer all correspondence.

**WILSON WILLSON**

Sharie Chesset, P O Box 2964, Roswell, NM 88201; email schesser@rt66.com

Need help on Jacob Wilson or Willson who married Mary Pollie in SC, possibly Greenville County, about 1803. What was her maiden name? They were on the 1810, 1820 and 1830 censuses before they moved to Mississippi via Alabama. They owned land on the Enoree River. Their children were: Jesse, born ca 1805, wed Jane, daughter of James and Lydia Hooker; Jacob, Josiah, Samuel and Alfred. Any help appreciated.

**GODDARD/GOTHARD NEW**

Nellie D. Tomlin, 2934 Paces Lake Dr, Atlanta, GA 30339; email nellied@stnyrnacable.net

Seeking information, parents and siblings of John Goddard (Gothard), born June 20, 1815, in SC, wed Eda/Eddy New, died December 21, 1909 in Cherokee County, GA. Children of John and Eddy were: James, Ann C., Luke E., John H., Sarah S., William J., Elijah M. The 1880 census for Cherokee County, GA shows a Will J. Gothard and wife Molle and Mary Christopher, age 35 born in GA; parents born in SC. Is this the aunt of John or Mollie? Any help appreciated.

**McCLURE WHITFIELD**

Jane Hall Barfield, 107 Lakewood Drive, Greenwood, SC 29649

Searching for parents of Edward Jefferson Tate McClure, born 1802, died 1868. He lived in the Deep Creek section of Anderson County, SC. Also need parents of his wife, Milley F. Whitfield. She was born ca 1806 and died 1863. According to the death certificate for their daughter Isabelle McClure White, Milley was born in Georgia. Thanks for any help.

**CLENDINE**

Lynn Sellers, 302 Mt. Zion Road, Spartanburg, SC 29303

Would like further information on Aramita Jane Clendine. She is buried at the old Foster's Meeting House Cemetery, located in the Fairforest area of Spartanburg County. Her marker reads as follows:

"Sacred to the memory of Aramita Jane Clendine daughter of James and Rebecca S. Clendine, who died in Spartanburg April 20, 1814. She was born in York District. This monument is erected by her affectionate Mother."

#### STEADING COMBE DORRILL PRICE GRANT

John H. Steading, 98 Jon-Shannon Place, Pauline, SC 29374-2823; email:HSteadings@aol.com

Seeking information on Rachel Combe, wife of Joseph Dorrill, Samuel Dorrill and Frederick Steading. Frederick and Rachel had four children; Henry who wed Mahalia Calvert; Ann, Frederick and George Frederick Steading who wed Thursey Foster. Would also like information on Amy Grant Price, wife of Thomas Price.

#### BOGAN

John H. Steading, 98 Jon-Shannon Place, Pauline, SC 29374-2823; email: Hsteadings@aol.com

Need parents of Margaret Louella Bogan from Union County. She was born January 1, 1871 and died January 28, 1951. She wed Alfred Goodlet Cooke. Any information appreciated.

\* \* \*

#### DEATH NOTICE OF THOMAS GILLILAND BOGGS OF YORK AND PICKENS

Contributed by Dr. Jmaes L. Reid, 730 Walnut Hill Road, Campobello, SC 29322.

Source: *Carolina Spartan*, issue of Wednesday, May 27, 1889, p.1.

[Contributor's note: This article was sent to the *Carolina Spartan* newspaper in Spartanburg, by the *Pickens Sentinel* newspaper.]

Mr. Thomas G. Boggs died at his home in Liberty last Saturday, the 11<sup>th</sup> inst.

On Wednesday night previous he fell upon the floor of his room and broke his thigh, which accident was the immediate cause of his death. "Uncle Thomas" as he has been familiarly known, was born in York county, S. C. on the 14<sup>th</sup> of February, 1795, so his age was 94 years, 2 months and 17 days, or as one of the preachers at the funeral expressed it, 34,380 days. He joined the Presbyterian Church at the age of 18 years, at the old original Carmel church which stood near the present Lemnel Hamilton homestead. He was a most devoted, active christian from that time to his death. He was a soldier in the war of 1812, and on that account drew a pension for many years. He settled at the place where he died, about 1820, and for more than fifty years he knelt with his family around that hearthstone morning and evening in devout worship to the Father of lights. He was in a great measure rewarded by seeing his six sons and three daughters firmly established in that faith he professed, and two of his sons shining lights in the ministry. Besides, the community around him grew up under the quiet influence of his godly life christianized and in a great measure, Presbyterian. We have never known a man of such equable temperament and a heart so full of sympathy. There was not a scene of affliction, sorrow and bereavement in his reach that he did not visit to offer his sympathies and the consolations of the gospel.

"As some tall cliff with awful form,  
Swells from the vale and midway leave the storm.  
The rolling clouds around his breast are spread.

Eternal sunshine settled on his head."

The funeral services were conducted at Liberty last Monday by Dr. J. R. Riley, assisted by Rev. A. P. Nicholson. Dr. Riley selected the text: "Let me die the death of the righteous and let my last end be like his." His remains were interred at Carmel, beside those of his wife who preceded him about four years. Of the seven surviving children, the four who reside in this State were present at the funeral, Addison, Calvin, Mrs. Isabelle Grice and Mrs. M. A. Gaston, the latter of Spartanburg county.

*Pickens Sentinel*.

\* \* \*

#### DEATH NOTICE OF DR. JOSEPH HILL OF NEWBERRY AND SPARTANBURG

Dr. Joseph Hill died Thursday evening, November 24, 1892.

He was buried the following day in Oakwood Cemetery. He was born in Newberry County May 1, 1828. He leaves two brothers, Dr. John Hill, of Florida, and Holloway Hill, a farmer of Newberry county. He graduated at the South Carolina College, studied medicine and took his diploma in the Jefferson Medical College of Philadelphia while the celebrated Dr. Dungleson was a preceptor in that institution. He practiced medicine for some time in Union County. In 1875 he came to Spartanburg and secured a fair share of practice at once. He was ~~at~~ been engaged in professional duties and the drug store in which he was a partner until his final illness!

He displayed fine mechanical ingenuity and could turn his hand to anything in the line. It is said that during the hard days that followed the war he could turn off as good a pair of shoes as one who had served an apprenticeship. He made some ingenious improvements in sewing machines that manufactures considered good. He was remarkable for kindness and patience. No sufferer, who applied to Dr. Hill, ever received harsh words or rough treatment. Even the old chronic cases who would to to him time and again always found him agreeable and ready with some words of consolation. No doctor was ever more ready to attend the calls of the poor and he furnished many of them with medicine when he had no hope of being remunerated for his attention.

For many years he was a member of the Methodist church. His funeral was conducted by Mr. Derieux in the absence of Mr. Richardson who was attending Conference. A large number of friends attended and showed their respect. He leaves a wife, one son, John H. Hill, and one daughter Mrs. Dr. J. H. Hamilton of Union county.

\* \* \*

#### A SHOOTING IN SPARTANBURG COUNTY

Source: *The Carolina Spartan*, issue of November 30, 1892.

—Last Thursday while some young men were out hunting Ed Finch shot Alfred Cook, Jr. with a 32 calibre pistol. The ball entered the left jaw and knocked out one tooth. Cook says the shooting was intentional. They had no quarrel however, he reports and all were walking along peaceably. No warrant has been taken out against Finch, and it is probable that there will be none.

\* \* \*

### WILL OF WILLIAM PAGE OF SPARTANBURG COUNTY

Contributed by H. P. "Johnnie" Walker, 6417 Folger Dr, Charlotte, NC 28270 email: walkereng@aol.com

THE STATE OF SOUTH CAROLINA  
[Spartanburg County]

I, WILLIAM PAGE, being a sound & disposing mind & memory do constitute & ordain the following to be My Last Will & testament. Viz:

Item 1st. I desire all my just debts to be paid.

Item 2nd. I give to my beloved wife, MILLY PAGE the bed & bedding formerly belonging to her also to her & my daughter, ELIZABETH the house & land whereon I now live during their natural lives & the life of the survivor and one year provisions provided they remain Single should either of them Marry then their interest in the land ceases & should both marry then it is to be divided as herein after directed.

Item 3rd. An the remainder of my estate I desire to be equally divided among my heirs at law according to the Statutes of distribution of their state except my wife is to have a child's part in place of one third & the heirs of ALFORD M. PAGE who are to have no more than they now have.

Item 4th. I desire that my wife draw & keep to herself all of her interest in her father's estate.

Item 5th. I desire that the widow & children of my deceased son, WILLIS D. [PAGE] have the land whereon they now live at valuation by the appraisers of my estate.

Item 6th. I have made deed to remainder of my land to my sons tho not delivered I desire that they should all have the land deeded to them to be valued in the same way as above. The part deeded to my son, JOHN [Page] is the part given to his Mother & sister for life. I desire that he should occupy so much thereof as his Mother & sister do not need for their own support and that it be appraised to him subject to the life estate to them.

Item 7th. W. W. LANFORD owes me Sixty Seven Dollars & interest from 8th March 1841 which is to be deducted out of his wife's share of the Estate.

Item 8th. I am security for JOHN B. PAGE on two Notes to R. & G. W. MARTIN & DANIEL WHIT should my Executors have anything to pay on them it is to be deducted from his share.

Item 9th. My son JAMES C. [PAGE] is said to be Surety for A. B. BURDETTE should he have anything to pay in that way the same is to be deducted out of his wife's share of my estate & paid to him.

Item 10th The remainder of my Estate not specifically disposed of herein I desire to be sold by my Executors on such terms as they & the ordinary may think best for the purposes of partition.

Item 11th. I do appoint JOHN B. PAGE, DANIEL PAGE & JAMES C. PAGE to be my Executors.

Signed Sealed & Acknowledged this 18th day of December in the year of our Lord one thousand Eight hundred sixty four.

Wm PAGE

In presence of

S.A. Brewton  
L. Chafenius(?)  
E. T. Hollis

Recorded Book E, Page 388

[Contributor's Note]: DANIEL S. PAGE and JOHN B. PAGE made a petition that their father departed this life March 1869 Final Settlement shows CATHERINE LANFORD had three children. A. BURDETTE dec'd., eight children. The settlement was dated September 30, 1871.  
Appraisers: WASHINGTON LANFORD,  
W. C. CORNEL & JOHN H. MONTGOMERY

### THE CHESTER COUNTY NORMAL INSTITUTE

Source: *The Carolina Spartan*, issue of Wednesday, July 14, 1886.

Mr. Editor: The third session of the Chester County Normal Institute for white teachers was held in the Graded school building at Chester beginning Monday afternoon June 28<sup>th</sup>, and closing at 12 o'clock Saturday, July 3<sup>d</sup>. Forty-eight teachers enrolled and attended. There are between fifty and sixty white teachers in the county. The school commissioner had sent a circular letter to every teacher in the county giving timely notice of the Institute, stating that the good people of Chester would entertain free of charge all teacher's who would attend, and sending each teacher a postal card with a request that the teacher notify him thereon of his or her intention to attend so that homes might be assigned. The people of Chester entertain the teachers attending the Normal Institute just as they entertain members of an association, a prebytery or a conference. The money so saved is a matter of moment to the teachers whose small salaries are not paid until fall. The appreciation of their work which this entertainment proves is very gratifying to the teachers.

Pro. T. J. Mitchell, Superintendent of the schools of Charlotte, was in charge of the Institute, and proved himself the right man in the right place. He is another Doldan. Mr. Withcrow, of Chester, was an assistant. His work was well done as it always is.

There was one public meeting in the Court House. Col. Coward, State Superintendent of Education, and Prof. Mitchell made addresses. Col. Coward addressed the Institute the last day.

The ladies of Chester gave an entertainment to the members of the Institute Friday afternoon. Ice cream, lemonade, and cakes were bountifully provided. The string band was present and furnished delightful music.

The County Normal Institute is an assured success in Chester.

W.S.M.

## A HISTORY OF RED BANK CHURCH

Contributed by Dr. James L. Reid, 730 Walnut Hill Road, Campobello, SC 29322.

Source: An article by Dr. S. S. Knight in *The Edgefield Chronicle*, issue of Wednesday, October 23, 1889.

The Red Bank Baptist Church is one of the oldest, if not the oldest, religious organization to be found in the upper section of South Carolina.

Its establishment dates from February or March of the year 1781.

The records of the church are contained in two books. On the inside of the first half of the back of the first Book of Record, the following memorandum is found:

"Red Bank Church was constituted in February or March, 1784, under the ministry of Re. Jno. Thomas."

The first recorded minute, however, bears date April the 20<sup>th</sup>, 1816. As a specimen of the recorded meetings of those times, I copy the whole minute here:

"April 20<sup>th</sup>, 1816, the church met in conference. A door was opened, and no one came forward."

That is the whole of it. No signature of either clerk or moderator is subscribed. The minutes for Forty years seem to be based on the one above. No one is attested by the signature of any one. The reader must watch closely to ascertain who is clerk, but great pains are taken to tell us who preached on Saturday and who preached on Sunday. Frequently it happens that two or three ministers are present, and each in his turn bears a part of the services, but it is noticeable that the first one only preaches, the others, whether one of half a dozen, simply exhorts, or as it is sometimes recorded "exalts."

On the 20<sup>th</sup> of July, 1816, the church is thinking of adding somewhat to the church building, and a committee consisting of brethren Hudson, Weaver and Ferguson, is appointed to ascertain the probable cost of the proposed improvement. These old time brethren never went to war before counting the cost.

It would appear that the circumstance of placing brother Hudson on this committee had a tendency to quicken his conscience, and he voluntarily "came forward" and acknowledged that he had been intoxicated, and said that he was not satisfied. We are not informed what action was taken, if any.

That there was an Association as early as this (1816) is shown by the appointment of brethren Weaver and Goodwin delegates.

For several months we find scarcely an item of record other than that brother Hudson has been drunk again. Brother Hudson, so far as the registry goes to show the contrary, monopolized the luxury of getting drunk, and "coming forward" to confess; while the church was as prompt to forgive, and to hope the brother may do better in future.

But getting drunk was not all the sin recognized by the church. In October brother James Wilson went to conference oppressed with the sin of having "planted tobacco." He is "very sorry," and the church on his exhibition of "genuine penitence" unanimously agree to forgive him. We are not informed whether this was coupled with the condition that he refrain in the future, or not. At any rate, if the brother ever transgressed again in that direction we hear nothing of it.

James Hudson has been "up" twice since any notice was taken of him, but we are left to ignorance of the normal usage. It is believed that brother Hudson was incapable of but one offence!

He is now satisfied that the Lord has forgiven him. What else could the church do?"

The church complains that Wiley Goodwin goes to Free Masons' meetings and to shooting matches, but never comes to the church. The fault was not wholly in Wiley. When the church exercises a proper discipline over its members the Wiley Goodwin members disappear very rapidly.

The delegates to the Association in 1817 were Benjamin Watson and A. Ferguson. James Hudson is still giving trouble. Dempsey Weaver and Benjamin Watson are authorized to call on him and inquire

into his case. For a break in the monotony of his case he deliberately avers that he was not drunk, at the time referred to. He is allowed to keep his seat; but on the 15<sup>th</sup> of May, 1818, - Sister Douglas is having some trouble on account of indirectly aiding and abetting "the dance." She had said, in reference to an assemblage of young people who had attempted to dance but had been prohibited by the house holder, that if she had brought a parcel of youngsters together to dance she would not have hindered them. The church had taken high ground on the subject and the language was held offensive. She did not deny having said so, but the church allowed her to keep her seat.

About this time we first heard of the church forming some connection with the Edgefield Baptist Association. Whether it was just formed or had been in existence for some time we have no means of knowing. Brethren John Mobley and Watson were sent as delegates and brother Watson was authorized to write the letter.

(to be continued)

## BIBLE RECORD OF WILLIAM BOOKER FOSTER

Contributed by Carolyn C. Baugh, 707 Enford Ct., Katy, TX 77450; CarolynCBaugh@aol.com.

The Illustrated Polyglot FAMILY BIBLE containing the Old and New Testaments, together with the Apocrypha, Concordance and Psalms in Metre, the Text Conformable to the Standard of the Original Tongues, And with the former Translations Diligently Compared and Revised. Philadelphia: National Publishing Company, 26 South Seventh Street. Entered according to Act of Congress, in the year 1869, by William Flint, In the Clerk's Office of the District Court of the United States, in and for the Eastern District of Pennsylvania.

### Marriages

Page 1. [Handwriting of William Booker Foster, compared to documents he signed]  
**William Booker Foster & Minny Emily Scogin** was married June the 19<sup>th</sup> 1868

### Births

Page 2. [Handwriting of William Booker Foster except last 3 lines by his daughter, Jessie]  
**William Booker Foster** was born Sept the 5<sup>th</sup> 1846  
**Winnie Emily Foster** was born Dec the 10<sup>th</sup> 1847  
**James Harvey Foster** was born Apr the 1<sup>st</sup> 1870  
**Martha Elizabeth Foster** was born Apr the 15<sup>th</sup> 1872  
**Salena Idella Foster** was born June the 9<sup>th</sup> 1874  
**Harriet Belle Palistine Foster** was born Sept 5<sup>th</sup> 1876  
**William Moses Foster** was born Jan the 30<sup>th</sup> 1879  
**Grissom Ernest Foster** was born May the 1<sup>st</sup> 1881  
**John Weston Foster** was born July the 28<sup>th</sup> 1883  
**Sarah Ethel Foster** was born Sept 2<sup>nd</sup> 1884  
**Nannie Vera Foster** was born June 17<sup>th</sup> 1889  
**Jessie Irene Foster** was born November 14<sup>th</sup> 1892

### Deaths

Page 3. [Handwriting unknown on first nine, others mostly by Jessie Foster]

- William Moses Foster** Died April 3, 1902  
**James Harvey Foster** Died April 20, 1903  
**Nannie Vera Foster** Died June 13, 1904  
**William Booker Foster** Died July 17, 1908  
**Salena Idella Foster Harbin** Died Aug 30, 1911  
**Winnie Emily Foster** Died Nov. 4, 1937.  
**Grissom Ernest Foster** Died June 2, 1939.  
**Harriet Belle Palestine Foster** Died Oct 27, 1944  
**Martha Elizabeth Foster Strickland** died Apr 13, 1946  
**Ethel Foster Payne** (91) died Nov 13, 1977  
**Guy D Payne** - Husband of **Ethel Foster Payne** May 27, 1967  
**Carl Richard Winkler** son of **Joan Cooper Winkler**, died Aug 5, 1980  
**Mamie Campbell Foster** wife of **J.W. Foster** died Oct 22, 1961  
**Edna Harbin** Daughter **Idella** and **Sam Harbin** born May 31, 1901, Died Sept 19, 1910  
**Gertrude Strickland**, Daughter **Martha F & J.H. Strickland**, Born Nov 26, 1907, Died Feb 12, 1909.  
**Harry Marshall Harbin**, son of **Idella & Sam Harbin**, Born Apr 9, 1911, Died Apr 15, 1912  
**Samuel Foster Harbin**, Born 4-7-1908 Died 7/1/70  
**Lloyd Foster** (46) Born & reared in Rome, GA.

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### BOOK REVIEWS

*South Carolina Deed Abstracts 1719-1772, Vols. III and IV* abstracted by Clara A. Langley. Hardback, Vol. III containing 378 pages and Vol. IV 335 pages plus a full name index in each volume. Available from Southern Historical Press, P. O. Box 1267, Greenville, SC 29602-1267. Price \$38.50 per volume plus postage. S. C. residents please add 5% sales tax. For telephone orders, call 1-800-233-2349.

Researchers interested in eighteenth century South Carolina should not discount the importance of records available in Charleston for prior to 1790 all land records had to be recorded there. Fortunately, the W. P. A. did an invaluable service when it employed Miss Clara A. Langley to abstract the 74 volumes of conveyances and miscellaneous records. In 1983, Southern Historical Press published a completely indexed version. It is commendable to see these volumes once again available. Volume III covers 1755 to 1768 and 1767 to 1773 is represented by Volume IV. Researchers should be aware of the fact that this is the period in which settlers first began to come into the Piedmont in significant numbers.

Miss Langley carefully proofed her work and its merits far exceed any limitations. This is especially true due to the fact that the original records (which were in fragile condition even during the Depression) have greatly deteriorated in the ensuing 60 years and certain portions legible then are no longer readable. Also, these volumes, due to the excellent indexing, save researchers literally hours of tedious searching in the poorly indexed originals. Looking over these two volumes, I was struck by two things: the considerable number of upcountry names and properties present and the great amount of purchasing of Piedmont lands by speculators and investors in Charleston.

I highly recommend these books to any serious researcher and appreciate Southern Historical Press'

continued efforts to make the best South Carolina sources available to researchers at an easy to use format and a reasonable price.

*Pendleton District S. C. Deeds 1790-1806* abstracted and compiled by Betty Willie. Hardback, 430 pages plus a full name index. Available from Southern Historical Press, P. O. Box 1267, Greenville, SC 29602-1267. Price \$45.00 per volume plus postage. S. C. residents please add 5% sales tax. For telephone orders, call 1-800-233-2349.

Pendleton District and Greenville District encompassed the last territory ceded by the Cherokees for white settlement. Due to land fever (a common malady among our ancestors), many scurried to purchase this still fertile land during the 1790s and early 1800s. This volume represents approximately 2,800 land transactions representing nearly 3,000 surnames. The following surnames are represented by 10 or more individuals in the index including Adams, Alexander, Allen, Allison, Anderson, Atkins, Baker, Barnett, Barton, Beaty, Bennett, Berry, Black, Blair/Blare, Bourland, Bowan/Bowen, Boyd/Boid, Boyce/Boyse, Brown/Browne, Buchanan, Burk(s), Bynam, Caldwell, Calhoun, Cannon, Chapman, Clark/Clarke, Clements, Cleveland, Cobb, Cochran, Cox, Crain, Davis, Dickson/Dixon, Duff, Duncan, Dyar/Dyer, Earle, Edmondson, Edwards, Evans, Farrar, Foster, Fowler, Garner, Gibson, Gillison, Gillespie, Glen/Glenn, Goodwin, Gray, Green/Greene, Griffen, Guest, Hall, Hallum, Hamilton, Harper, Harris, Harrison, Hayes, Henderson, Hill, Holland, Honea/Honey, Houston, Howard, Hunnicutt, Hunt, Hunter, Jackson, Jenkins, Jones, Keith, Kelly, Kennedy, Kilpatrick, King, Land, Ledbetter, Lewis, Lofton, Martin, Mauldin, Maxwell, Mayfield, McAllester, McCaleb, Miller, Mills, Mitchell, Moore, Morris, Morrow, Murphree, Norris, Owen/Owens, Paine/Payne, Paterson/Patterson, Perkins, Pickens, Powel(l), Prewett/Pruitt, Price, Read/Reed/Reid, Reaves/Reeves, Reece/Reese, Rice, Roberts, Robinson, Rogers, Rose/Ross, Sims, Smith, Steel(e), Stevenson, Tate, Taylor, Terrell/Terrill, Thomas, Thompson, Tucker, Turner, Verner/Varner, Wade, Walker, West, White, Williams, Wilson, Wood/Woods, Young and others.

*The Spear and the Spindle: Ancestors of Sir Francis Bryan (d. 1550), Kt.* by T. A. Fuller. Paperback, 134 pages including a full name index. Book Number 3F844. Available from Heritage Books, Inc., 1540-E Pointer Ridge Pl., Bowie, MD 20716. Price \$29.50 post paid. For telephone orders call 1-800-398-7700. This volume may also be ordered at Heritage Book's website at [www.heritagebooks.com](http://www.heritagebooks.com).

If you are interested in medieval royal genealogy in England and its connections to the local nobility and the royal houses of Europe, this book is definitely for you! Mr. Fuller presents a 12 generation pedigree with biographical sketches of Sir Francis Bryan (d. 1590) who was a "cousin" of Anne Boleyn and Chief Gentleman of the Privy Chamber for Henry VIII. (One of the five appendices includes possible ancestors and descendants of Sir Francis—including Rebecca Bryan who married Daniel Boone—as well as a possible Bryan-Hardy-Coucil line.) Also included are those who trace their ancestry to Sir Francis' second wife, Joan Fitzgerald (whose ancestors included the Irish Earls of Desmond). Among the English families included are Beauchamp (Earl of Warwick—related to the Ligons of Virginia and South Carolina), Berkeley, Bohun, Clare, FitzAlan, Maltravers, Marshall, Mortimer, Quincey or Quincey, Warren and Zouche.

*The Descendants of Jean Monty 1693(?) - 1755 Monty/Monte/Montee/Montie Families* by Jeanne R. Monty. Paperback, 2 volumes, 780 pages including a full name index. Book Number 3M553. Available from

Heritage Books, Inc., 1540-E Pointer Ridge Pl., Bowie, MD 20716. Price \$29.50 post paid. For telephone orders call 1-800-398-7700. These volumes may also be ordered at Heritage Book's Internet website at [www.heritagebooks.com](http://www.heritagebooks.com).

Jean Monty came from France to Canada prior to April 1728. He married Marie Marthe Poyer in 1729. Ten of their fourteen children survived to adulthood. Jeanne Monty traces the family's migrations to different parts of Canada and the United States as well as the variations of the surname Monty through the generations. Male descendants are traced for seven generations (corresponding to individuals born before 1920) and the children of female descendants are included. One of the difficulties the author faced was anglicization of French names and, to a lesser extent, vice versa. Research has yielded 3,577 descendants and 1,879 spouses included in these volumes. Each person is identified as thoroughly as possible including date and place of birth, marriage, and death, occupation(s), place(s) of residence, and any remarkable achievements (when known).

The author's "Preface" is a clear, concise statement of the methodology and sources used. It clearly explains the book's format and acknowledges previous researchers' efforts. In the final paragraph, Jeanne Monty writes: "This is an unfinished work. Many mysteries remain; there are too many approximate dates . . . there are bound to be rectifiable omissions and inaccuracies. . . I hope that in spite of its limitations my work will provide a solid enough foundation for others to build on in the future." Jeanne Monty, in this reviewer's opinion, has far exceeded her goal. Her foundation appears to be sure and certain. She has presented a solid, well-documented genealogy which is better documented and presented than many which claim to be the final word on a specific family or line.

\* \* \*

#### DECLARATION MADE BY SARAH MOORE IN MCCRACKEN COUNTY, KENTUCKY

Contributed by Charles Moore, 150 Moore Dairy Road, Moore, SC 29369.

Charles Moore, along with Joe Walden of Spartanburg and Helen Smith of Evans, Georgia have done considerable research on the Moore families of Spartanburg, some of whom moved away. He has graciously allowed us to use this article and will be sharing other genealogical research with us in future issues.

State of Kentucky     )  
McCracken County    )

On this 19<sup>th</sup> day of September eighteen hundred and thirty eight, personally appeared before me Phillip Williams—one of the Justices of the County Court of McCracken Sarah Moore a resident of McCracken County & State of Kentucky aged eighty one years in march last past, who from bodily infirmity known to me and by reason of which I do hereby certify that the Said Sarah Moore cannot attend Court - Who being first duly Sworn according to law doth on her oath make the following declaration in order to obtain the benefit of the provision made by the act of Congress passed July 4, 1836. That she is the widow of Hugh Moore who was a Lieutenant in the army of the Revolution, that his Captain was by the name of Passens, that his Services commenced under and in the company of Passens to the best of her recollection & belief, that she does not at this great length of time Since, recollect the day or year in which he entered the Service, but this she does recollect that he Stayed and continued in the Service until the end

of the War, and that she was married to him before he went into the Service at all. That he was in the engagement of the Cowpens, at Musgroves Mill and at the Siege of Augusta; that he was a volunteer and entered into the Service during the war that at the time he entered the Service he lived in the State of South Carolina and near the mountains that she does not now recollect the name of the County, but she does know that at that time there was no town near them where they lived. That he marched through the States of N. & South Carolina & Georgia and was at the taking of Patrick's Moore's fort - That he was at first engaged in fighting the Cherokee Indians and afterwards the British & Tories. She refers to the Statements of facts made by him in his declaration now on file in the War department for a more full history of his services. She further declares that she was married to the said Hugh Moore in the year 1772 - That her husband the said Hugh Moore died on the 24<sup>th</sup> day of October eighteen hundred & thirty three, and that she has remained a widow ever Since that period as will more fully appear by reference to the proof hereto annexed.

Sworn & Subscribed on the day and year above written before me the aforesaid Phillip Williams Justice of the County Court as aforesaid -

Phillip Williams Jp.C.C.

her  
Sarah X Moore  
mark

(seal)

[From a genealogical chart sent to us by Charles Moore we learn the parents and siblings of Hugh Moore.]

Joseph Moore, born about 1732 in Belfast, County Antrim, Ireland, wed Catherine Colwell who was also born about the same time and in the same place. Their children: Hugh Moore, born 1750, wed Sarah French about 1772/73 and died October 24, 1833; Ann Moore, born 1753 in Belfast, nothing further; James Moore, born 1755 in Belfast, nothing further; William Moore, born 1763 in Belfast, nothing further. Charles Moore cites his sources as *Four Thousand South Carolina Immigrants* by Revell; *Prewitt-Light-Ringler-Hollowell and Allied Families* by Lester DuePrewitt and a pension application.

\* \* \*

#### IN MEMORIAM CHURCH SESSION IN UPPER LONG CANE

Contributed by Sarah Anderson, P O Box 1076, Jonesville, SC 29353.

Sarah Anderson and Sally Webster <[swebster@esf.edu](mailto:swebster@esf.edu)> are researching the McCaw and Livingston families of South Carolina. We appreciate their sharing some of their research.

Abbeville, January 5, 1868

In the short space of one year, we are called in the mysterious providence of the Great Head of the Church, to mourn the loss of two members of our Session. The lamented Reid in his departure preceded, only a few months, our more aged friend and associate, DR. JOHN F. LIVINGSTON. It was the privilege of our friend to connect himself with the Church in early manhood, and for more than a third of a century he enjoyed the animating hopes and the sweet communion of our Holy Religion. About the year 1832, he was called to the Eldership in the Church at Lebanon, where for many years he discharged his duties acceptably in that office. Having removed and permanently settled in the bound of the congregation of Upper Long Cane, he sought and obtained a dismissal from Lebanon, and connected himself with this Church. Soon afterwards, about the 6<sup>th</sup> of April, 1856, he was called to the Eldership here. How well and faithfully he discharged his duties while with us is too well known to need recital. In

doctrine he was a true Presbyterian. His christian graces shone brighter and brighter as he approached the close of life, of which he seems to have had a striking premonition, as evinced by his impressive thoughts, on his last visit to the grave yard (in performing the sad duty of burying a grand-child), which led him to mark to his family, that the sentiment was peculiarly appropriate to him:

"Ye living men, come view the ground Where you must shortly lie."

On the 29<sup>th</sup> day of October, 1867, he breathed his last, in the sixty-fourth year of his age. He died as he had lived, firm in the faith and confident of a happy resurrection.

"Time, like an ever rolling stream,  
Bears all its sons away;  
They fly, forgotten as a dream  
Dies at the opening day."

It is seldom that a session is called upon to lament the loss of one more thoroughly identified with all the interests of the Church, and the community in which he lived, that was the subject of this brief sketch. It fell to the lot of few to be more useful in the various stations of life. Notwithstanding the delicacy of his frame, and the feebleness of his physical constitution, he survived most of those who began life with him, and was thus spared to a ripe old age. With the increase of years came increase of wisdom; and long before he was taken from them, he had become the acknowledged head and trusted counselor of a wide circle of relatives and friends. To them, as well as to us, his loss will long be felt, if indeed ever repaired.

Were we to say of DR. LIVINGSTON that he was an honest man, it would not come up to the full measure of his worth. He was a christian. He was honest in that true sense of the term which makes men of this life prefer their duty to the gratification of their passions. Cautious, yet not wanting in firmness; frugal, yet charitable; diligent in business, yet fervent in spirit; rigid in discipline, yet at the same time full of tenderness and affection towards those over whom he had the right to exercise control. His active nature and sympathizing disposition fitted him peculiarly for discharging the duties of a peace-maker; and we hazard nothe in saying that no man in this community more early acquired or more steadily and deservedly maintained a reputation for this high quality so rich in the promised blessing. He will sit no more with us in this Session, to give us his counsel and advice.

This dispensation of Providence forcibly reminds us that we are rapidly approaching that great assize, where we are to give an account of our stewardship. Let us endeavor to immitate the good example, and practice the (several illegible words).

"Teach us, O Lord, how frail is man;  
And kindly lengthen out the span,  
Till thine own grace, so rich, so free,  
Fit us to die and dwell with thee."

*Resolved.* That we mingle our grief with family of the deceased and lament his death as the loss of a valued officer of this Church, and a cherished brother.

*Resolved.* That this paper be read to the congregation by our Pastor, and that a copy will be furnished to the family of the deceased; also, that a copy be furnished to the (illegible word) and to the *Southern Presbyterian*, and request to publish.

From the minutes.

R. H. WARDLAW.

### OBITUARY NOTICE OF FANNIE MCCA W LIVINGSTON

Contributed by Sarah Anderson, P O Box 1076, Jonesville, SC 29353.

Note: Fannie McCaw Livingston, wife of J. F. Livingston died on December 24, 1925. Her obituary appeared in *The Gaffney Ledger*. The exact date of newspaper is not known to the contributor.

#### ESTIMABLE WOMAN OF GAFFNEY PASSES

All Gaffney was saddened on Christmas Eve by the announcement of the death of Mrs. Fannie McCaw Livingston, which took place at the home of her daughter, Mrs. Sarah Mazyck in this city on Thursday, December 24. Mrs. Livingston was 86 years of age and had been making her home with her daughter in this city ever since the Mazyel family located in Gaffney.

The body was taken to Abbeville, Mrs. Livingston's former home, where funeral services took place Saturday, being conducted by her former pastor, the Rev. D. M. Douglas, D.D., president of the Presbyterian College of South Carolina at Clinton, and interment followed in the Abbeville cemetery.

Mrs. Livingston was a most estimable woman and enjoyed the love and esteem of all with whom she came in contact. Sincere sympathy was extended the stricken family for the great loss sustained just at the beginning of the joyous Christmas season.

The following is reproduced from *The State of Columbia*.

"Mrs. Livingston was well known in Columbia where she had visited many times during the lifetime of her son, the late J. F. Livingston, president of the Columbia, Newberry & Laurens railroad. She was a woman of unusual sweetness of disposition and endeared herself to all who knew her. Not only her close relatives but her many intimate friends loved her dearly, and she was a source of inspiration to those who came in contact with her. Mrs. Livingston was about 86 years of age while she had been in feeble health for many years, the end came suddenly.

She is survived by one sister, Miss Mary McCaw of Columbia; one daughter, Mrs. Sarah Mazyck of Gaffney; two sons, H. B. Livingston of Paris, Texas, and J. Brooks Livingston of Orlando, Fla., and by numerous grandchildren. Her daughter-in-law, Mrs. J. F. Livingston and grandson, Otis W. Livingston left Columbia early Thursday morning for Gaffney."

\*\*\*

### OBITUARY OF MARTHA HEWIT POTTER OF LAURENS COUNTY

Source: *The Carolina Spartan*, issue of June 11, 1890.

MRS. MARTHA LUCRETIA POTTER, whose maiden name was Hewit, was born in Laurens County October 13, 1809. She was married November 6, 1851. She died June 6, 1890 and was laid to rest in the new cemetery [Oakwood Cemetery] Saturday. The greater portion of her life was spent in her native county. For the last eighteen years with her husband and only son, she has been living in Spartanburg. For sixty years of her life she was a consistent member of the Methodist Church. For the last two or three years she was an invalid. She bore her sufferings with patience and Christian resignation and she was fully prepared for the summons that called her from her earthly tabernacle to the mansion above.

\*\*\*

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