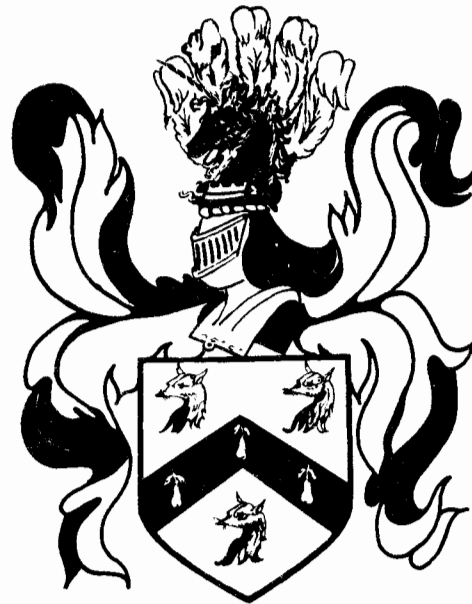


U P S H A W
F A M I L Y
J O U R N A L



OFFICIAL PUBLICATION OF THE
Upsilon Chi Phi Fraternity
of America

VOL III

SUMMER 1976

NO 3

UPSHAW FAMILY JOURNAL

Volume III

Summer 1976

Number 3

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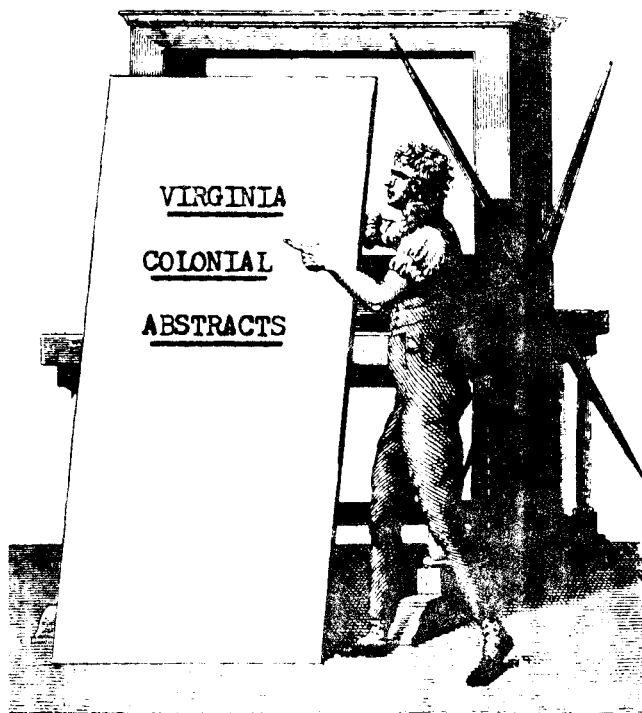
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Mrs. Sarah U. Schulz

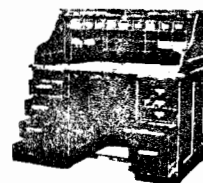
Mrs. Alice M. Smith
Mrs. Zeola Van Winkle

" . . . and maintain the liberty which
we have derived from our ancestors."
George Washington
1769

COMING NEXT ISSUE!



THE EDITORS DESK



This is the Bicentennial issue of the Upshaw Family Journal, featuring Revolutionary War records. The individual sketches presented in "Upshaw Patriots of the American Revolution" were prepared by myself; unfortunately, I found that several soldier's records were quite brief and could not be fully expanded without researching the actions of each respective military unit.

I especially want to ask each of you to read the special feature, "I am the Nation", which gave me a very special feeling of thankfulness for our country in this Bicentennial year.

May God be with America and with each of you.

Ted O. Brooke

Ted O. Brooke,
Editor



This column will present each member's name and direct Upshaw lineage, which will facilitate research on related lines. This information will be presented once only, upon joining our membership. The dates in parenthesis following the names indicate (birth - death) dates; a question mark indicates an unknown date. If any member wants corrections or additions made in their Upshaw lineage as presented here, please send that information to the Editor, who will make such changes.

The following memberships have been received since our last issue:

Individuals:

Rev. Paul Jones Rt. 2, Box 94 Alexander City, Alabama
(Please refer all correspondence on this line to Mrs. Gwen Hill, 3080 Valley Meadow, Apt. 219 West, Dallas, Texas 75220)

GF) Middleton Upshaw (ca 1816-1883) m (2nd) Margaret Elizabeth (Stepp) Darden (1825-1908)
GGF) Forrester Upshaw (ca 1770-1830+) m Ann Faulkner (ca 1775-1830+)
2GGF) Leroy Upshaw, RS (ca 1749-1800+) m Elizabeth Bradley (ca 1750-1818+)
3GGF) Forrest Upshaw (ca 1717-ca 1759) m Ann Hunt (wid) (1725-1795)
4GGF) William Upshaw (ca 1666-ca 1720) m Hannah Carber (ca 1679-ca 1763)

Mr. Selmer Kirby Box 662 Kilgore, Texas 75662

Selmer Kirby

M) Willie (Upshaw) Steward (b 3 Apr 1885) m John M. Kirby

- GF) John Allen Upshaw (1861-1891) m Mary Alice Parker (1866-1904)
 GGF) Thomas Allen Upshaw (1832-1924) m Mary Jane Fancher (1837-1915)
 2GGF) John Upshaw (ca 1799-1850+) m Tabitha Lawliss (1800-?)
 3GGF) Forrester Upshaw (ca 1770-1830+) m Ann Faulkner (ca 1775-1830+)
 4GGF) Leroy Upshaw, RS (ca 1749-1800+) m Elizabeth Bradley (ca 1750-1818+)
 5GGF) Forrest Upshaw (ca 1720-1759) m Ann Hunt (wid) (1725-1795)
 6GGF) William Upshaw (ca 1666-ca 1720) m Hannah Carber (ca 1679-ca 1763)

Mr. Jeremiah Upshaw, M.D. 90 East Parkway North Memphis, Tennessee 38104

(No Upshaw lineage chart received as yet)

We have received additional information from the following members whose names have already been presented and we herewith give their Upshaw lineage:

Mr. Banks Upshaw 9027 Villa Park Circle Dallas, Texas 75225

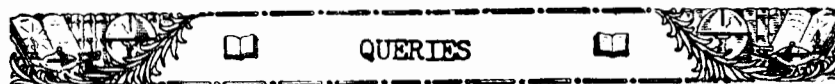
- Banks Upshaw (b 8 Feb 1899) m (1st) Catherine Butler (died-1966), (2nd) Elizabeth Chesterman
 F) John Forrest Upshaw (1866-1905) m Birtha P. Banks (1870-7 Sep 1962)
 GF) John A. Upshaw (1835-?) m Sarah F. (?) (1842-?)
 GGF) Middleton Upshaw (ca 1816-1883) m (1st) Susannah Berry (ca 1817-1858)
 2GGF) Forrester Upshaw (ca 1770-1830+) m Ann Faulkner (ca 1775-1830+)
 3GGF) Leroy Upshaw, RS (ca 1749-1800+) m Elizabeth Bradley (ca 1750-1818+)
 4GGF) Forrest Upshaw (ca 1717-ca 1759) m Ann Hunt (wid) (1725-1795)
 5GGF) William Upshaw (ca 1666-ca 1720) m Hannah Carber (ca 1679-ca 1763)

Mrs. Mary C. Willis 601 Tyler St. Jonesboro, Louisiana 71251

- Mary Alice Culver (b 22 May 1947) m Raleigh Claud Willis (b 7 Sep 1946)
 M) Vera Mae Toms (b 30 Oct 1922) m Lloyd Cullen Culver (b 15 Oct 1909)
 GM) Mary Mae Kirkham (b 12 Jun 1895) m James Thomas Toms (1885-1971)
 GGM) Olla Upshaw (1872-1929) m Joseph Kirkham (1870-1915)
 2GGF) James Henry Upshaw (ca 1850-?) m Missouri Dupree (?-?)
 (Mrs. Willis has two separate Upshaw lines through her great great grandfather, James Henry Upshaw, as follows:)

- 3GGF) Allen Jones Upshaw (ca 1811-?) m Mary Upshaw (ca 1818-?)
 4GGF) (Unknown)

- 3GGM) Mary Upshaw (ca 1818-?) m Allen Jones Upshaw (ca 1811-?)
 4GGF) Peter Upshaw (d 18 Jul 1841) m Jane (Jinsy?) Fields (?-?)
 5GGF) (Unknown)



Free Queries to all persons; members given preferential treatment.
 We suggest a limitation of 75 words or less, but hope that you will include as much data as possible, in order to expedite identification.
 Each query is assigned a reference number for permanent identification.
 Please confine each query to one couple or family.

#20 Mr. Clarence C. Bearden, Jr. 194 Azalea Dr. Montgomery, Ala. 36105
 IVEY I need any further information about John P. UPSHAW listed
 LEE in the 1850 Walton County, Georgia, census, age 22, with a
 PHILLIPS Delilah PHILLIPS, age 60 years and an Emily G. IVEY, age 27
 UPSHAW years, with 3 IVEY children.

My main interest is in the PHILLIPS family; my 4th great grandfather was Mark PHILLIPS who died in Greene County, Georgia, circa 1818 - his will was dated 9 Feb 1812. A son, Hardy PHILLIPS, born circa 1786, had a wife named Delilah which may have been a second marriage, although I am not certain. Hardy PHILLIPS apparently died in Walton County, Georgia, where his will, dated 20 Nov 1845, is recorded.

I am a descendant of Mark Phillips' daughter, Malinda PHILLIPS, who married Elijah LEE in Greene County, Georgia, who later moved to Chambers County, Alabama.

I'd like to know if this John P. UPSHAW listed with Delilah PHILLIPS in 1850 Walton County, Georgia, were related and also if there is any connection with Mark PHILLIPS.





I would like to correspond with anyone working on the Lee or Phillips family in that part of Georgia.

#21 Miss Mary Dean Clement 1711 Ashwood Ave. Nashville, Tenn. 37212
 UPSHAW Miss Clement is working on the Webb family and is interested
 WEBB in the ancestors and descendants of Thomas Edmund UPSHAW, Colonel in the Confederate Army, who married Mary Diana WEBB of Nansemond County, Virginia, and subsequently moved to St. Louis, Missouri. If anyone can provide any further information regarding this family, please send it to Miss Clement, with copies to the Editor.

#22 Mrs. Charlotte D. Parrott 3121 George's Lane Alexandria, La. 71301
 HUNT There is a deed in Elbert County, Georgia, from Elizabeth
 RICHARDSON Cunningham of Elbert County, Georgia, to Thomas Oglesby of
 UPSHAW Buckingham County, Virginia, for 250 acres on Pennington's Fork of Dove's Creek, originally granted to Joshua Perkins, 8 Apr 1785; witnessed by R. Hunt, J.P. and Allen Jones, dated 4 Dec 1796. There is also a mention of "the old Hunt place near the western city limits of Elberton. I have records that Richardson HUNT was born 2 Sep 1762 in Virginia and died 3 Jan 1813.

Could Richardson HUNT have been related to John HUNT, Sr., who was the first husband of Ann _____, who later married Forrest UPSHAW?

Richardson HUNT's mother could have been related to Walker RICHARDSON, father of Prudence RICHARDSON, who was the first wife of Leroy UPSHAW, born 1784, son of John UPSHAW (RS).



 CORRECTION CORNER
 


Mrs. Grace E. Jared notes that in UFJ, Vol III page 43, Dr. Thomas Jefferson Upshaw who is pictured there was the son of Dr. George and Mary Malinda (Greenwood) Upshaw, and not the son of Elizabeth (Denby) Upshaw, as erroneously stated. (My apologies for gremlins at the keyboard - ye Editor)

Mrs. R. A. Carpenter and Mrs. M. M. Twitty note that in UFJ, Vol III page 64, under the allied family of Hawkins, the year of birth of James Wayne Upshaw is 1779, not 1782. (Editor's note: 1779 is written in the original Bible record; a transcribing error was responsible for this error)

I AM THE NATION

I was born on July 4, 1776, and the Declaration of Independence is my birth certificate. The blood-lines of the world run in my veins, because I offered freedom to the oppressed. I am many things, and many people. I am the nation.

I am over 200 million living souls - and the ghost of millions who have lived and died for me.

I am Nathan Hale and Paul Revere. I stood at Lexington and fired the shot heard around the world. I am Washington, Jefferson, and Patrick Henry. I am John Paul Jones, the Green Mountain Boys, and Davy Crockett. I am Robert E. Lee and U. S. Grant and Abe Lincoln.

I remember the Alamo, the Maine, and Pearl Harbor. When freedom called I answered and stayed until it was over, over there. I left my heroic dead in Flanders Fields, on the rock of Corregidor, on the bleak slopes of Korea and in the steaming jungle of Viet Nam.

I am the Brooklyn Bridge, the wheat lands of Kansas and the granite hills of Vermont. I am the coalfields of the Virginias and Pennsylvania, the fertile lands of the West, the Golden Gate, and the Grand Canyon. I am Independence Hall, the Monitor, and the Merrimac.

I am big. I sprawl from the Atlantic to the Pacific . . . my arms reach out to embrace Alaska and Hawaii . . . three million square miles throbbing with industry. I am more than five million farms. I am forest, field, mountain, and desert. I am quiet villages -- and cities that never sleep.

You can look at me and see Ben Franklin walking down the streets of Philadelphia with his bread-loaf under his arm. You can see Betsy Ross with her needle. You can see the lights of Christmas, and hear the strains of "Auld Lang Syne" as the calendar turns.

I am Babe Ruth and the World Series, I am 130,000 schools and colleges, and 320,000 churches where my people worship God as they think best. I am a ballot dropped in a box, the roar of a crowd in a stadium and the voice of a choir in a cathedral. I am an editorial in a newspaper and a letter to a Congressman.

I am Eli Whitney and Stephen Foster. I am Tom Edison, Albert Einstein, and Billy Graham. I am Horace Greeley, Will Rogers, and the Wright brothers. I am George Washington Carver, Daniel Webster, and Jonas Salk.

I am Longfellow, Harriet Beecher Stowe, Walt Whitman, and Thomas Paine.

Yes, I am the nation, and these are the things that I am. I was conceived in freedom and, God willing, in freedom I will spend the rest of my days.

Upshaw Family Album



DR. GEORGE W. UPSHAW

(20 Aug 1802 - 3 Sep 1875)

Son of Edwin and Lucy (Roane) Upshaw

(from They Met Challenges ... With Memoirs, by Mrs. Grace E. Jared, 1968)

May I possess always the integrity, the courage, and the strength to keep myself unshackled, to remain a citadel of freedom and a beacon of hope to the world.

This is my wish, my goal, my prayer in this year of 1976 -- two hundred years after I was born.

UPSHAW PATRIOTS OF THE AMERICAN REVOLUTION

James Upshaw, Sr.

James Upshaw, Sr., was born circa 1730, a son of Jeremiah Upshaw and his wife, _____ Buckner. He married Suca (Jones) Sthreshley, the widow of William Sthreshley.

James Upshaw, Sr., was one of the signers of the Articles of the Westmoreland Association. He later moved to Caroline County, Virginia, where in 1774, he served as a member of the Caroline County Committee of Safety, and in 1778 was commissioned Lieutenant-Colonel of the Caroline Militia and served during the Revolution.

James Upshaw, Sr., American Patriot, died on 22 Jul 1806.

James Upshaw, Jr.

James Upshaw, Jr., was born in 1755, Essex County, Virginia, son of James Upshaw, Sr., and Suca (Jones) Sthreshley Upshaw. He married Mary ("Mollie") Martin on 22 Feb 1779.

James Upshaw, Jr., was a 2nd Lieutenant on 19 Feb 1776 and was later Captain of a Virginia State Regiment. In 1781, James Upshaw, Jr., of Essex County, Virginia, was a Captain in the Virginia Line. Later in 1781 he was a Captain in a Caroline County, Virginia, Militia unit. He is also recorded as Lieutenant-Colonel, on 14 Aug 1777.

He received a Military Land Grant, # 3276, of 4,000 acres. He was also an original member of the Society of the Cincinnati in the State of Virginia.

This Patriot's will was probated in Essex County, Virginia, on 16 Feb 1807.

Jeremiah Upshaw

Jeremiah Upshaw was a son of James Upshaw, Sr., and Suca (Jones) Sthreshley Upshaw. He removed with his parents to Caroline County, Virginia, where he served in the Revolution as a Lieutenant (Nov 1779) and as a Captain (9 Nov 1780) in Captain Sthreshley's Company, Caroline County Militia.

Jeremiah Upshaw, American Patriot, died in Essex County, Virginia, where his will was probated in 1813.

John Upshaw (b 1715)

John Upshaw was born on 24 Jul 1715 in Essex County, Virginia, son of William and Hannah (Forrest) Carber Upshaw. John was married to Mary Lafon circa 1762, supposedly in Essex County, Virginia.

John Upshaw served Virginia in many important positions over many years. Most notably, he represented Essex County in the House of Burgesses from 1758 to 1765.

He was a signer of the Articles of the Westmoreland Association, drawn

by Richard Henry Lee and presented by him to a meeting of restive patriots held at Leedstown, in Westmoreland County, on 27 Feb 1766, which was in opposition to the infamous Stamp Act. He was also a signer of the Resolution of the Williamsburg Association on 18 May 1768, which met in the Apollo room of the old Raleigh Tavern, which bound the signers to abstain from the use of British merchandise.

John Upshaw was chosen Moderator of a meeting at the Essex County courthouse on 9 Jul 1774 "seriously to consider the present dangers which threaten ruin to American liberty".

In 1775, John Upshaw was chairman of the Essex County Committee of Safety. In October, 1778, John Upshaw was appointed Treasurer of Essex County.

John Upshaw, American Patriot, died on 23 Jul 1801 in Essex County, Virginia, after a long life of public and patriotic service.

John Upshaw (b 1755)

John Upshaw was born 22 Feb 1755 in Essex County, Virginia, son of Forrest and Ann Hunt Upshaw. John was married to Amey Gatewood on 7 Mar 1776 in Amherst County, Virginia.

According to the Order Book of Amherst County, 1773-1782, John Upshaw was a private in Captain William Tucker's Company of Militia, for the 14 Jan 1781 to 26 Mar 1781. He marched to Hampton, Virginia, under the Marquis De Lafayette. In 1781, he served under Colonel Meriwether and Captain Woodroof's Company. He spent one month under Captain Dawson at Albemarle Barracks, perhaps guarding British prisoners, and served one more month under Captain Burrus, when they marched to Yorktown. His pension record does not state whether he took part in the battle at Yorktown.

John Upshaw moved to Elbert County, Georgia, in 1788 and applied for a Revolutionary pension in 1833, which was granted. This American Patriot died in Elbert County, Georgia, on 8 Oct 1834, leaving a large and illustrious group of descendants.

Leroy Upshaw

Leroy Upshaw was born circa 1750 in Essex County, Virginia, son of Forrest and Ann Hunt Upshaw. Leroy was married to Elizabeth Bradley on 24 Oct 1769 in Bedford County, Virginia, soon thereafter moving to Amherst County, Virginia.

According to the Order Book of Amherst County, 1773-1782, Leroy Upshaw was recommended as First Lieutenant on 5 Oct 1778, and qualified for that rank in November, 1778.

A pay roll of Captain Azariah Martin's Company of Militia from Amherst County, Virginia, belonging to the 4th Regiment, Virginia Militia, taken from 15 Jun 1780 to 7 Sep 1780 shows that Leroy Upshaw drew pay for 61 days of that period as a Lieutenant.

The Revolutionary pension of Austin Knight gives a statement by Matthew Ricketts that he served under Captain Leroy Upshaw in 1781 at Guilford Courthouse.

From various other Revolutionary pension files, we learn that Captain Azariah Martin's Company, Colonel Lucas' 4th Virginia Regiment, General Stevens' Brigade, organized at Hillsborough, North Carolina, and later joined Major-General H. Gates, Commander-in-Chief of the Southern Army, at

Rugeley's Mills on August 15, 1780, and was engaged at the battle of Camden the following day where the American forces achieved a victory but left the field in a confused retreat. This Amherst County Company suffered heavy casualties and was broken up, the remaining soldiers finding their way home, where they were furloughed for 20 days. Captain Martin's Company was not re-organized again, but the soldiers were ordered to serve a tour of 8 months "under regular officers".

From the statement of Matthew Rickets in the pension of Austin Knight, we find that Captain Leroy Upshaw's Company must have been organized at this time (fall of 1780), as Leroy had previously served as Lieutenant in Captain Martin's Company.

The battle of Guilford Courthouse, on 15 Mar 1781, was one of the decisive battles of the Revolution. British General Charles Cornwallis, with 2213 trained troops, met American General Nathanael Greene, with 4400 men, including 3000 Militia, and after five hours conflict, General Cornwallis only averted defeat by ordering his artillery to open on General Greene's Maryland troops through his own ranks. The Americans lost 79 killed, 184 wounded and about 1000 Militia dispersed to their homes. General Cornwallis carried the field, but was so weakened that he fell back on Wilmington, abandoning his hold on the Carolinas, which must have had a tremendous psychological impact. Guilford Courthouse is now a National Military Park.

Leroy Upshaw moved to Buckingham County, Virginia, about 1782 and to Elbert County, Georgia, in 1790. There is no record of him in Elbert County later than 1801, nor is there any further mention of this American Patriot among Revolutionary pension papers that I can find.

Thomas Upshaw

Thomas Upshaw was a son of William Upshaw, Jr., and his wife Tamazen Sthreshley.

He was commissioned Ensign in the Virginia State Line on 28 Jan 1777, and 2nd Lieutenant on 15 Mar 1777; he was promoted to Captain on 24 Jun 1778 and became Supernumerary on 26 Feb 1780.

Thomas Upshaw was in command of a Militia unit at Yorktown, and was issued a Warrant for 4,000 acres of land on 15 Apr 1783.

This American Patriot never married and died on 26 Dec 1809 in Chesterfield County, Virginia.

William Upshaw

William Upshaw's military record is on file at the National Archives and there is a reference to it in the South Carolina Archives in Columbia, South Carolina.

Private William Upshaw appears on Pay Roll records of Captain Felix Warley's Company in the 3rd Regiment of South Carolina Continental Troops, commanded by Colonel William Thompson from the 19th of Feb 1779 to the 1st of Dec 1779.

He also appears on an undated payroll of the 3rd South Carolina Regiment in garrison at the siege of Charleston in the year 1780.

There is a payroll account dated 18 Feb 1793 in the Manuscript File of the National Archives which shows William Upshaw receiving pay from 19 Feb 1779 to 12 May 1780 and that he was taken prisoner at the fall of Charleston and died before an exchange of prisoners took place.

Unfortunately, there is no other record in South Carolina before the Revolution of this American Patriot who gave his life so that we might have liberty.

REVOLUTIONARY WAR RECORDSPatriot Index - DAR

These are soldiers who have been accepted by the Daughters of the American Revolution as Revolutionary War soldiers as ancestors heading the direct blood line leading to the person accepted for membership. The application papers of the person using a particular soldier as an ancestor may usually be obtained by writing the Registrar General, N.S.D.A.R., 1776 D. Street, N.W., Washington, D. C. 20006. Send \$2.00 and request a copy of the latest application papers on the record of the particular patriot's service you are interested in. (Editor's note: The Upshaw Family Association of America has copies of all Upshaw DAR papers in our files)

- James Upshaw - born 1755, died before 16 Feb 1807, married Mary Martin; Captain, Virginia.
 John Upshaw - born 22 Feb 1755, died 1834, married Amey Gatewood; Private, Virginia; pensioned.
 John Upshur II - born 1741, died 5 Sep 1779, married (1st) Ann Emerson, (2nd) Margaret (Downing) Michael, (3rd) Rosy Robins; Civil Service, Virginia.
 John Upshaw - born 24 Jul 1715, died 23 Jul 1801, married Mary Lafon; Patriotic Service, Virginia.
 Arthur Upshur - born 1726, died 15 Jan 1784, married Leah Custis; Patriotic Service, Virginia.

The following item from the Patriot Index is contributed by Mrs. Mary C. Willis, Jonesboro, Louisiana:

Maria Upshaw married Nicholas Lafon, born ca 1760, died 1831; he was a Sergeant of Virginia.

Rolls of Honor - DAR

(Ancestor's Index, Vol 1-160)

(Upshaw information extracted by Ted O. Brooke)

Volume 22, page 184) Francis Buckner and his wife Martha Upshaw (daughter of James Upshaw).

Volume 39, page 124) Dr. William Anderson Massie and his wife Sarah Upshaw (1794-1889); daughter of James Upshaw.

Volume 79, page 139) Arthur Martin Montgomery Upshaw (son of James Upshaw), (1803-1878) and Anne Hamilton Crockett (1806-1898), his second wife, married 1823.

Volume 85, page 186)

1. James J. Upshaw, Jr. (son of James J. Upshaw), married 1878 to Violet Patterson.
2. James J. Upshaw (son of Louis G. Upshaw), married Eleanor Bowers.
3. Louis G. Upshaw (son of James Upshaw), married Alice Thornton.



Volume 103, page 286) John Upshaw

Richard Price (died 1813), married 1801, Hannah Upshaw (died 1851);
(Hannah Upshaw was daughter of:) John Upshaw, married 1762, Mary Lafon
(1744-1807). John Upshaw (1715-1801) was Chairman of the Committee of
Safety of Essex County, Virginia, 1775-1776.
James Upshaw (married Mary Martin).

Volume 139, page 165)

1. Mrs. Mary Taylor Upshaw (daughter of Thomas Edmond Upshaw),
married Wade H. Harvey.
2. Thomas Edmond Upshaw (1828-1906) (son of James Upshaw, Jr.),
married 1856, Mary Diana Webb (1831-1903).
3. James Upshaw, Jr. (1779-1837) (son of James Upshaw), married
1825, Maria Kidd (died 1835).

Index of Revolutionary War Pension Applications

National Genealogical Society, Washington, D. C., 1976; Bicentennial
Edition (revised and enlarged).

James Upshaw: Virginia, rejected # 18622. Virginia half pay.

John Upshaw: Virginia, survivor # 16560.

Thomas Upshaw: Virginia, rejected # 18623. Virginia half pay.

See National Archives Account No. 874 - 050178; half pay, Thomas Upshaw.

Revolutionary War Pensions
(Abstracted by Ted O. Brooke)

James Upshaw

Item # 1: Letter dated 2 Mar 1850 from T. Ewing, Secretary, Department of
the Interior, to J. S. Edwards, Esq., Commr. of Pensions.

Sir,

I herewith enclose a copy a letter to F. A. Dickins Esqr., in the
case of James Upshaw deceased, together with the papers in the case.

Item # 2: Letter dated 2 Mar 1850 from T. Ewing, Secretary, Department of
the Interior, to F. A. Dickins, Esq., Washington City.

Sir,

I have examined the papers in the case of James Upshaw, dec'd,
claiming Bounty Land, and consider the evidence insufficient to permit
me to allow the claim, although it is sufficiently strong to render
me unwilling to neglect it.

It is probable that there may be on file, among the Archives of
Virginia, the petition of Upshaw, and the accompanying evidence on which
the report of the Committee was founded. The letter of Gen. Wood, to
which you allude in your letter of the 8th ulto(?), relates to the returns
of a particular regiment only, and not to those of the Virginia troops
generally, and cannot therefore be supposed to affect the case.

The case will be returned to the Pension Office, and will be suffered to remain open, for the production of further evidence.

Item # 3: Letter dated 28 May 1850 from the Pension Office (unsigned) to Thomas Ewing, Secretary of the Interior.

Sir:

I have the honor herewith to transmit the papers, numbered from 1 to 15 inclusive, relating to the case of James Upshaw, dec'd, on which Francis A. Dickins appeals, and a Brief of the evidence.

Since the decision of March 2, 1850, rendered by you in this case, in which you declared the evidence insufficient to warrant the allowance of the claim, no additional testimony has been introduced except the Certificate of the Keeper of the Rolls of Virginia that the (te)stimonial of James Upshaw, dec'd, presented to the Legislature of that State in 1784 cannot be found in the records under his charge. As this certificate is a simple negation of the existance of certain testimony, not the production of anything positive, I do not conceive that it all affects the merits of the case.

Item # 4: Letter dated 31 May 1850 from T. Ewing, Department of the Interior, to J. S. Edwards, Esqr., Comr. of Pensions.

Sir,

I herewith return the papers in relation to the case of James Upshaw, deceased, and I have to inform you that your decision of the 28th inst. has been affirmed.

(Editor's note: It seems the Index of Revolutionary War Pension Applications, by the National Genealogical Society, 1976, is in error on this pension file, as there is no "half pay" allowed. Does anyone know who Francis A. Dickins was, and why was he appealing this decision as late as 1850?)

John Upshaw

State of Georgia, Elbert County /

On 16 July 1839, personally appeared in open Court, before Isaac Almand, Dilliard Herndon, William A. Beck and Robt. B. Christian, Justices of the Inferior Court, now sitting, John Upshaw, a resident of Elbert County, aged 78 years and a few months, who being first duly sworn according to law, doth, on his oath, make the following declaration, in order to obtain the benefit of the act of Congress passed June 7th, 1832.

That he entered the service of the United States under the following named officers, and served as herein stated.

That he was drafted into the service of the United States for 3 months as a Private under Captain William Tucker in a Regiment commanded by Colonel Dabney, in the County of Amherst, state of Virginia, then the place of his residence, in 1780, marched from Amherst County to Hampton in the state of Virginia, all under the command of Marquis DeLaFayette, and after serving 3 months as a private in said service was discharged from the same, but does not recollect the day or month when discharged.

That he also was drafted into the service of the United States for 2 months as a Private, under Captain Woodruff, in a Regiment commanded by

Colonel or Major Meriwether in Amherst County, Virginia, then the place of his residence, in 1781, marched from Amherst County to Hampton, Virginia, and after serving 1 month in said service was discharged from the same in 1781, but does not recollect the day or month when discharged.

That he also was drafted into the service of the United States as a Private for 2 months in Amherst County, Virginia, then the place of his residence in 1781, under Captain Dawson in a Regiment which he does not now recollect, marched from Amherst County to the Albemarle Barracks in the state of Virginia where he was stationed as a Guard to the British prisoners then at that place, and after serving 1 month was discharged as a private in 1781, but does not recollect the day or month when discharged.

That he was also drafted into the service of the United States as a Private in Amherst County, Virginia, then the place of his residence in 1781, under Captain Burrows, in a Regiment commanded by a Colonel which he does not now recollect, marched from Amherst County to near York Town in the State of Virginia, and after serving 1 month was discharged as a private in 1781 but does not recollect the day or month when discharged, making in all at the different periods 6 months service that he served in the Revolutionary Army of the United States.

That he has no documentary evidence and that he knows of no person, whose testimony he can procure who can testify to his services as a soldier of the Revolution. Says that he was born in Essex County, Virginia, on February 22, 1755, and that he has a Record of his age now in his possession.

That he lived in Amherst County, Virginia, when called into service each time; and that he lived in Amherst County, Virginia, until he removed to Elbert County, Georgia, about 45 years past, where he has lived ever since and now resides there. Says that he was drafted into the service each time, he states that the names of some of the Regular Officers who were with the Troops where he served were the Marquis De la Fayette, the Continental and Militia Regiments he does not recollect at this late date. He says that he received no written discharge for any of his services which he performed, they were all verbal discharges, or disbanded from the service.

He states that the names of persons to whom he is known in his present neighbourhood, and who can testify as to his character for veracity, and their belief of his services as a Soldier of the Revolution are, Thomas Jones, Wiley Thompson, George Cook, Esqr, Beverly Allen, Dilliard Herndon, Isaac Almand, Valentine Smith and General Jephtha V. Harris.

attest

Benjamin N. Fortson, Clk I.C.

(his)

John X Upshaw

(mark)

Affadavit of Thompson S. Glenn, Clergyman, and Thomas Jones.

Certificate of Pension issued 15 Nov 1833; subscribed on the roll of Georgia at the rate of \$20.00 per annum, to commence on the 4 Mar 1831. Total of \$60.00 paid through 4 Mar 1834; recorded in Book E, Vol. 6, page 105.

Thomas Upshaw

Item # 1: Certificate dated 4 Aug 1848 by Pension Office; reverse of certificate states: "Capt. Thomas Upshaw, Aug. 4, 1848"; "Cert. Act 5 July 1832"; and "Recorded Volume 43, page 197".

Pension Office August 4, 1848

I certify that I have examined the claim of the administrator of the late Thomas Upshaw, who was a Captain of Infantry in the Virginia State Troops during the Revolutionary War; and I find that he served until the 26 February 1780, when he became supernumerary. The case is therefore embraced by the provisions of the act of the 5 of July 1832. It is my opinion that the claim should be allowed at the rate of \$240.00 per annum from the 26 of February 1780 until the 26 of December 1809, when he died. The amount is payable to Thomas Green, attorney of Joshua J. Fry, of Richmond, Virginia, administrator of said Upshaw.

Approved
Secretary of War

Commissioner of Pensions

Item # 2: Letter dated 15 Dec 1927 from C. H. Brand, House of Representatives, to Winfield Scott, Commissioner of Pensions, requesting all information the Pension Office has pertaining to any Upshurs or Upshaws who had Revolutionary service.

Item # 3: Letter dated 20 Dec 1927 from Winfield Scott, Commissioner of Pensions, to C. H. Brand, House of Representatives. The information in parenthesis was penciled into the border of the original letter, I believe by personnel at the Pension Office for their own reference to these cases at later dates.

My dear Mr. Brand:

I have the honor to advise you that this Bureau is unable to furnish the history of a soldier of the Revolution unless a claim for pension or bounty land has been made on account of his services, and a careful search of the records fails to show such a claim on file on account of the services of any soldier whose surname was Upshur.

You are herewith furnished the histories of the only soldiers surnamed Upshaw found on the Revolutionary War records:

From the papers in the Revolutionary War pension claim S. 16560 it appears that John Upshaw was born February 22, 1755, in Essex County, Virginia.

While residing in Amherst County, Virginia, he enlisted and served as a private in the Virginia Troops as follows -

In 1780, three months in Captain William Tucker's Company, Colonel Dabney's Regiment; in 1781, one month in Captain Dawson's Company; again in 1781, one month in Captain Burrows' Company.

He was allowed pension on his application executed July 16, 1833, while a resident of Elbert County, Georgia.

There are no data on file as to his family.

.....

From the papers in the Revolutionary War claim R.18623, it appears that Thomas Upshaw was Captain of Infantry in the Virginia State Troops, War of the Revolution, and served until February 28, 1780, when he became supernumerary. He died December 26, 1809. (The next time we write the hist. of this P. O. refer the inquiry to A.G.O. record 050178 as possible means of further data. See Mrs. Casanova's list; List of Tinsel(?) after this letter was written.)

The Virginia Half Pay was allowed under the Act of July 5, 1832, on account of said service. Joshua J. Fry of Richmond, Virginia, was administrator of said Thomas Upshaw.

There are no data on file as to his family, and no further data as to service. His residence and age are not given.

 From the Revolutionary War records of this Bureau it appears that applications were made on various dates for bounty land on account of the services of James Upshaw, a Captain in the Virginia Troops, but the claim was not allowed because of insufficient evidence to support it. (See dates of applications in old bounty land register books & as the person who intercedes for him in those books is one time F. A. Dickens, I feel sure that is the same case as this. I had no way to tell whether the Half Pay was allowed or not. The old letter dated May 28, 1850, I cut from old letter books, from seeing the reference in this as it's a decision of that day - had to really build this claim up. Papers from 1 to 15 & others evidently lost.)

There are no further data on file as to his service and none whatever as to family. His residences, age and date of death are not stated.

Georgia

Roster of Revolutionary Soldiers in Georgia, by Mrs. Howard H. McCall.
 (Editor's note: This book has been found to contain errors; it should be used with extreme caution)

Volume III, page 94: John Gresham, born in Virginia, died 1818, Oglethorpe County, Georgia. Received bounty land for his services 3 years Virginia Line, in Georgia. Married 1784, daughter of John Scott, Revolutionary Soldier, and his wife Elizabeth Upshaw.

Volume III, page 226: Benjamin Thornton (1781-1854), (son of Dozier Thornton); married (1st) Sarah Upshaw, (2nd) Rebecca Upshaw.

Georgia Pension Records; Elbert County, Georgia:

John Upshaw; Private; annual allowance \$20; sums recv'd \$50; served in Virginia Continental Line; placed on pension roll November 15, 1833. Commencement of pension March 4, 1831; age 79.

Georgia's Roster of the Revolution, by Knight, Atlanta, 1920.
 (contributed by Mrs. Zeola Van Winkle, El Dorado, Kansas)

page 431: John Upshaw listed in "The Harvey List" which includes all ranks and names. Published as Appendix F in the Third Annual Report of the National Society, D. A. R. to the Smithsonian Institution, Senate Documents, Vol. 16, No. 219, 56th Congress, Second Session, 1900-1901, pages 369-393.

page 447: Revolutionary Pensioners -
 John Upshaw, Elbert County, page 37 of Georgia list, Senate Documents, Pension Roll. First Session, 23rd Congress, No. 12 Washington. Printed by Duff Green, 1835.

South Carolina

South Carolina State Archives, Columbia, South Carolina; card index to South Carolina Revolutionary Soldiers:

Upshaw, William - Cont. Regts. 3rd Regt., Col. William Thomson,
1777-1781 (Jacket No. 3).

Military Service Records, National Archives, Washington, D.C.

Item # 1: William Upshaw, Pvt., Capt. Felix Warley's Co. in the 3rd Regt. of South Carolina Continental Troops commanded by Col. William Thomson.

Appears on a Company Pay Roll of the organization named above to the 1st July 1779; commencement of pay, 19 Feb, to 1 July; amount of time for pay 4 mo. 12 days; pay per month \$6 60/90; amount of pay \$29 30/90; amount of Continental and State pay, 4 mo. 12 days, pay per month 20 pounds, amount 88 pounds.

Item # 2: William Upshaw, Pvt., Capt. Felix Warley's Co. in the 3rd Regt. of South Carolina Continental Troops commanded by Col. William Thomson.

Appears on a Company Pay Roll of the organization named above for the month of July, 1779; paid from 1 July to 31 July; amount of pay, \$6.60. Amount of Continental and State pay: 1 month, amount 20 pounds.

Item # 3: William Upshaw, Pvt., Capt. Felix Warley's Co. in the 3rd Regt. of South Carolina Continental Troops commanded by Col. William Thomson.

Appears on a Company Pay Roll of the organization named above for Aug. 1 to Nov. 1, 1779; commencement of pay, Aug 1; commencement of subsistence, Aug 18 to Nov 1; pay per month, 6 2/3 dollars; subsistence per month \$10; amount of pay and subsistence \$44 60/90.

Item # 4: William Upshaw appears with the rank of Pvt. on a Pay Roll of Capt. Felix Warley's Co., in the 3rd Regt. commanded by Col. William Thomson, for the additional pay allowed by the State of South Carolina, from 1 Nov to 1st Sept (Editor's note: "Sept" is evidently erroneous and should read "December"), 1779. Amount of time for Continental pay 1 mo.; amount of Continental pay \$6.60; amount of time for State pay 1 mo.; pay per month in currency 20 pounds; Additional pay £ 9.3.4

Item # 5: William Upshaw, Priv., 1st Comp., appears on a Pay Roll of the 3rd Regt. for March in Garrison 1780; Roll not dated. Note: Third Regiment in Garrison at the Siege of Charleston in the year 1780.

Remarks: See 15787 which shows pay from Feb. 19, 1779, to May 12, 1780; that he was taken prisoner at fall of Charleston and died before exchange.

Manuscript File, Document No. 15287, Navy and Old Army Branch, Military Archives Division, National Archives, Washington, D. C.

The United States in a/c with the estate of William Upshaw, late a Priv. in 3rd South Carolina Regt.

This man appears by the documents in my possession to have enlisted on the 19 Feb'y 1779 and from the certificate of Col. Wm. Thomson, it

appears he was taken prisoner at the fall of Charleston, & died before an exchange of prisoners took place - I have therefore only admitted his pay to the fall of Charleston. J. Howell, acct.

(Editor's note: this appears to be a balance sheet of the pay of William Upshaw, which shows that evidently he only actually drew about \$6.00 during the time he served, with a balance as shown below. Unfortunately, there is no indication that this balance was paid over to any relative or administrator.)

Balance to be certified on Ins. from 1 July 1781: \$92.34
War Department, Accountant's office, February 18, 1793.

Settled in pursuance of an act of the first session of the second Congress of the United States, passed 27 March last.
Joseph Howell, Acct.

Virginia

Virginia Soldiers of 1776; compiled and edited by Louis A. Burgess, 3 Vol. Richmond Press, Inc., Richmond, Va. 1927 & 1929.

page 812: Captain James Upshaw.

In Henrico Court, May 29, 1823. It appearing satisfactory to the court that the original warrant, 3276 for 4000 acres of land is lost or mislaid, and that James W. Upshaw is one of the children and heirs at law of said James Upshaw, dec'd. Ordered that the same be certified. Copy teste, Th. C. Howard, Clerk.

A letter on file in land office. "Washington City, 17 Mar. 1834. To Mr. William Selden, Register; On presenting the claim of James Upshaw to the Commonwealth it is requisite to prove the heirs of said Upshaw, which proof I left with you. Please forward it to me. I can do nothing here without it. On my return to the West, I shall pass through your City, and call on you." Signed, A. M. M. Upshaw.

Giles Co., Tenn., Court held at the court house in the town of Pulaski, 17 Feb., 1834. Certified that Military land warrant No. 3276 issued by the State of Virginia to James Upshaw, which bore the date 1st July, 1784, was lost or mislaid, and that no use has been made of said original, or duplicate. Teste, copy from court record, German Lester, Clerk, 17 Feb., 1834.

Ex. Triplicate Military Warrant, No. 3276, for 4000 acres issued 13 Mar., 1834 to James Upshaw. Recorded Book 3, p. 326, Virginia L. Off.

Note. The certificate of heirship is not with the above papers in land office.

Virginians in the Revolution; by John H. Gwathmey, 1938; page 789.

James Upshaw - 2nd Lieut. 2 CL Feb. 19, 1776; 1st Lieut. Aug. 13, 1776; later Captain of a Va. State Reg.

James Upshaw - Captain in 1781, of Essex, E.

James Upshaw - Caroline Mil., rec. as Lieutenant Colonel Aug. 14, 1777; oath Mch. 12, 1778.

Jeremiah Upshaw - Caroline Mil., rec. as 1st Lieut. Nov., 1779; rec. as Captain Nov. 9, 1780.
 John Upshaw - 79, Elbert Co., Ga., mpl.
 Thomas Upshaw - Captain of a Va. State Reg.; half-pay claim, mss. WD, states he was Ensign in the State service Oct. 24, 1778; 2nd Lieut. Mch. 15, 1777; Captain Oct. 24, 1778; supernumerary Feb. 26, 1780; commanded militia around Yorktown; awarded 4,000 acres; died Dec. 26, 1809 at Manchester; unmarried.
 Thomas Upshaw - Captain of a Va. State Regt. 1778-1781; served in Clark's Ill. Reg. Awarded 4,000 acres.
 James Upshur - Captain, E.
 Thomas Upshur - EW.

Revolutionary War Records; Volume I, Virginia; Virginia Army and Navy forces with Bounty Land Warrants for Virginia Military District of Ohio, and Virginia Military Script; from Federal and State Archives; by Gaius M. Brumbaugh, Washington, D. C., 1936. Fully indexed; Upshaw (Upshur?):

page 118: Army and Navy Bounty Land Warrants, Revolutionary War; List of Officers of the Army and Navy, who have received lands from Virginia for Revolutionary services; the quantity received, the time of service for which each officer received land, & c., down to September 1833.

Thomas Upshaw - Captain, State Line, 4000 acres, warrant obtained 15 Apr 1783, time of service 3 years.

James Upshaw - Captain, State Line, 4000 acres, warrant obtained 1 July 1804, time of service 3 years - and resolution H. D.

page 152: Governor John Floyd's list of officers:

Thos. Upshaw, Capt. Inf., State.

page 310 (incorrectly indexed as page 210): U. S. Treasury report, Revolutionary Land Script; exhibiting amount of Military Land Script issued to officers and soldiers of the Virginia Continental Line.

James Upshaw (duplicate warrant issued); Captain, Revolution. Warrant No. 3276; 4,000 acres; name of persons to whom the script was issued: James W. Upshaw, Maria Hawkins, L. Upshaw, Harriet Cockerill, Eliza J. Harwood, Martha F. Edwards, Sarah Massie, Mason T. B. Upshaw, and Arthur M. M. Upshaw. Name of agent to whom the script was delivered: suspended.

page 381: Virginia Military Land Warrants, Virginia Military District of Ohio, granted for Revolutionary services; State and Navy.

Warrantee: Thomas Upshaw, No. 340; on service of Thomas Upshaw, State Line.

Warrantee: James Upshaw, No. 3276; on service of James Upshaw, Line unknown.

page 515: Virginia Military Land Warrants, Virginia Military District of Ohio, granted for Revolutionary War services, State Continental Line.

Warrantee: James Upshaw (resolution of Assembly), No. 3276; Captain.

page 537: Virginia State Troops on Virginia State Line ("Copied from documents in the State Department," U. S., and filed in Naval records and library).

Thomas Upshur (Upshaw?); Capt. of Inf., Virginia State Troops, garrison duty. (No. 6,188). Mentioned: Capt. Thaddy Kelly, Capt. Henry Garnett, Maj. James Quarles, of State Troops, 1776; pmr. Lawrence Smith, State Art., 1777-'79; Thos. Meriwether, Patrick Henry, Jr., Gov. of Va.; Adam Craig, "Muster Master to Troops raised for defense of this State"(Va.)

page 573: Virginia State Troops, State Line; abstracts from pension applications and half pay claims, Virginia and other states. (Adjutant General's office, U. S. War Department)

Thomas Upshaw (A.G. 50,178), he was comm. Ensign in State service Jan. 28, 1777; 2nd Lieut. Mar. 15, 1777; Capt. Oct. 24, 1778. He became supernumerary Feb. 26, 1780. He was in command of militia at Yorktown. A warrant for 4,000 acres of land was issued Apr. 15, 1783. He died Dec. 26, 1809, in Manchester and in Dec., 1847, Daniel Weisiger testified as to the date of his death. Joshua J. Fry adm. Nancy Sullivan of Essex Co., testified Feb. 10, 1848, at the home of Mrs. Katy Taylor, that she was then over 90 years of age; that she was living with the soldier's mother, his father being dead.

After the surrender of Cornwallis at Yorktown he returned to his mother's and resided there most of the time until he removed to Chesterfield Co. He never married; had no bro., but there were two sisters: Molly, who married William Fogg, of Essex Co., and Suckey, who married Samuel Taylor, of Essex Co.

Historical Register of Officers of the Continental Army during the War of the Revolution, April 1775 to December 1783; by Francis B. Heitman, page 554.

James Upshaw (Virginia) - 2nd Lieut., 2nd Virginia, 19th February 1776. 1st Lieut., 13th August 1776, and served to _____. Appears also to have been a Captain of a Virginia State Regiment.

Thomas Upshaw (Virginia) - Captain of a Virginia State Regiment, 1778 to 1781.

Virginia Pension Abstracts of the Revolution, War of 1812 and Indian Wars; Vol 1 - 34 (fully indexed), by Lucy Kate McGhee, Washington, D. C.

Vol 27, page 89: Virginia service of Bernard Reynolds and Lucy W., 18804. He (Bernard Reynolds) was born and reared in Caroline County, Virginia, and while a resident of said Caroline County, Virginia, enlisted 14 Jan 1779, served as a private in Capt. Upshaw's Company under Major Waller ...

Virginia Militia in the Revolutionary War; McAllister's data, by J. T. McAllister, Hot Springs, Va. (no date). (Contains declarations of Virginia Militia pensioners, Militia officers appointed in various counties, pensioners residing in Virginia in 1835 who received pensions as Virginia Militiamen, and pensioners residing outside Virginia in 1835 who received pensions as Virginia Militiamen). Fully indexed.

page 195: Officers of the Virginia Militia in the Revolution:
Caroline County:

Jeremiah Upshur - First Lieutenant, recommended by County Court
November, 1779; under Streshly.

James Upshur, Gent., Lieutenant Colonel, sworn into office Mar 1778.

Unpublished Index to Land Office Military Certificates; page 277; copy at
Virginia State Archives; certificates transcribed by Mrs. T. O. Brooke.

Captain James Upshaw; book 2, page 12; certificate no. 3276, 4,000 acres,
date 14 June 1784.

In the House of Delegates, Monday 14th of June. Resolved that
the petition of James Upshaw, praying (space) in lands is
(space) and that he be allowed the same proportion by law given
to a Captain serving three years in the army.
1784, June 16th

Agreed to by the Senate
Hill, Drew C.P.

test
John Bailey, ohj

A warrant for 4000 acres issued to James Upshaw July 1, 1784

Captain James Upshaw; book 3, page 326; certificate no. 3276 E.W.,
4,000 acres, date (wt. 13 March 1834). (Editor's note: This
certificate was not located in book 3, page 326; evidently this
index reference is incorrect)

Captain Thomas Upshaw; book 1, page 53; certificate no. 340, 4,000
acres, date 15 April 1783.

Council Chambers, April 15, 1783

"I do certify that Thomas Upshaw is entitled to the proportion
of land allowed a Captain in the State Line for 3 years service".

Benjamin Harrison

Thomas Meriwether

A warrant for 4,000 acres issued to Thomas Upshaw April 15, 1783.

Land Office Military Warrant, no. 3276; page 192 of an unidentified book.
(Contributed by Mrs. Grace E. Jared)

Land Office Military Warrant, no. 3276
To the principal Surveyor of the land, set apart for the Officers
and Soldiers of the Commonwealth of Virginia. This shall be your
Warrant to survey and layoff in one or more surveys, for James Upshaw,
his Heirs or Assigns; the Quantity of 4,000 acres of land, due unto the
said James Upshaw Agreeable to a resolution of the General Assembly passed
the 16th June 1784 in consideration of his Services as a Capt. ("agreeably
to a Certificate from the Governor and Council" lined out), which is

received into the Land - Office.

Given under my Hand, and Seal of the said Office, this 1st Day of July in the Year 1784.

(no signature)

Virginia Archives
Miscellaneous Alphabetical Card Files
(Researched by Mr. and Mrs. T. O. Brooke)

Martin Papers, Revolutionary: James Upshaw (no. 3276).

To the Honble the Speaker & gentlemen of the House of Delegates.

The petition of James Upshaw humbly represents that your petitioner entered into the Continental service in February 1776 in the capacity of a Lieutenant, that he was advanced to the rank of Captain during his continuance in service which was two years & seven or eight months - at the expiration of which time he was returned a supernumerary contrary to his wish or desire, that he received a painful wound while in the service and that he has been in the militia service since on several occasions, particularly during the siege of York. Your petitioner prays this honorable house to take his case into consideration and grant him a Captain's quota of land, or such other as they may think reasonable and he will pray & c.

Jas. Upshaw

City of Richmond, to wit:

I hereby certify that the foregoing is a true copy of the petition of Jas Upshaw presented to the house of delegates on the 8th June 1784, now on file in my office. Witness my hand this 8th May 1857.

S. G. Tucker C H D

In the House of Delegates Monday 14th of 1784. Resolved that the petition of James Upshaw praying a bounty in lands is reasonable and that he be allowed the same proportion as is by law given to a Captain serving 3 years in the army.

1784, June 16th

Test John Beckley C H D

Agreed to by the Senate

No. 3276

Will Drew C S

A Warrant for 4000 acres issued to James Upshaw July 1st 1784.

Richmond April 28th 1858

I certify that the foregoing is a copy from the records of the Virginia Land Office and I further certify that a Duplicate Warrant issued to James Upshaw on the 29th day of May 1823, and that on the 13th day of March 1834, a triplicate warrant issued to James Upshaw in lieu of original and duplicate.

S. H. Parker,
Reg. L. Office

Bounty Warrant File: Captain Thomas Upshaw, army.

Item # 1: Original Appointment of Thomas Upshaw to Second Lieutenant, dated 15 Mar 1777; signed "P. Henry Jr.".

- Item # 2: Original Appointment of Thomas Upshaw to "Captain of a Company" in the Battalion of regular Forces raised for the Defence and Protection of this State, to do Garrison Duty and", dated 24 Oct 1778; signed "P. Henry".
- Item # 3: Statement written on reverse of Commission Certificate, dated 24 Oct 1778; see item # 2, above.

Memorandum

There being near a sufficiency of soldiers for a full regiment but not more than 140 men in it, I thought proper to resign my Command, such was a piece of a Company & my right to the Major in favor of a worthy gentleman - the commanding officer thought proper to let me keep my commission, (illegible) go into service, if the Hon. execution of this state (illegible) again.

Thos. Upshaw, Capt.
Feby. 26th 1780

- Item # 4: Petition of Thomas Upshaw, dated 14 Apr 1783.

Richmond Apl 14 1783

(torn)ellency the Governor of Virginia & the honourable (torn).

I beg the liberty of presenting my papers once more to your Board, which contain an explanation of the propriety of my claim for back land - I served as a regular officer three years & some months, successively, in full pay, & was mustered as such continually, which the Clerk of your Board can testify, unless the record is lost - such is not my fault (sic). As the field officers of our regiment have resigned, & out of place except those who took command just before I left it, it may be difficult for me to get other than such Certificates which I here present; I can get twenty more such, if it is necessary, & I confess that I thought that such would answer the meaning of the law - I may be put to a great deal of trouble & expence, but certainly my claim is just, which, I doubt not, will appear to the Hon. Executive when my Commissions, Certificates, & other papers are compared with the records. I confess I never was arranged in any Regiment but that of the State Garrison, which happened sometime in the fall of '78, but such defects I ought not to pay for, as it is plain I was in Commission & full pay from Jany. 28th 1777 till Feby. 26th 1780 as is certified by a field officer tho' not of the Regiment that I happened to be arranged in at last; I must say that I have a right to a Captain's quota of land, & that Captain Thaddy Kelly was in the very same predicament, but claimed(?) one.

Thos. Upshaw

P. S. The executive in 78 chose'd to let me stay at home part of that year as I was not nor never had been arang'd. I think that does not deconst me of my right.

- Item # 5: Certificate:

Thomas Upshaw was appointed an Ensign in the State Service Jany. 28th 1777.

Commission of that date.

Arch Blair C C

Item # 6: Certificate:

Essex March 24th 1783

I certify that Thomas Upshaw was appointed by the Court in this County, an Ensign in my Company of Regular Troops the 21st of Novr. 1776, & got his quota recd. the 28th of Jany. following, & continued in actual service till Feby. 1780.

Henry Garnett Capt.
James Quarles Major
on State establishment
April 2d 1783

Item # 7: Certificate:

I certify that whilst I acted as Muster Master to the troops raised for the defence of this state, I have repeatedly reviewed Mr. Thomas Upshur(sic) as an Officer appertaining to those troops & that I have as repeatedly returned him as such in my monthly returns to the Executive.

My appointment as Muster Master
took place in May 1777. A. Craig

Adam Craig
March 10th 1783

ALLIED FAMILY NOTES

This regular column presents research material from our files for various families allied with the Upshaw family. Our entire inventory of research data for each allied family is presented as each is published. Genealogical problems on any family line can often be solved through research of an allied family, as they often have common records in many areas. The Editor solicits contributions of material on any family allied with Upshaw.

Buckner

The Name and Family of Buckner; compiled by the Media Research Bureau, Washington, D. C. No date of publication or page numbers. Volume I.

Francis Buckner (son of Richard and Elizabeth Aylett), born 1747, Caroline County, Virginia, married (date unknown) Martha Upshaw, daughter of Col. James Upshaw. Their children were:

- 1) Susan Buckner, born 1780 Caroline County, Virginia.
- 2) James Buckner, born 1782 Caroline County, Virginia, married to Lucy Madison Buckner, died on 4 Feb 1832, Caroline County, Virginia.
- 3) George Buckner, born 1784 Caroline County, Virginia, (?) married to Anne Madison Saunders.
- 4) Richard Upshaw Buckner
- 5) Elizabeth Aylett Buckner, married (1st) Henry Garnett of Essex County, Virginia, on 21 Apr 1802, Caroline County, Virginia, married (2nd) William Murrell, Christian County, Kentucky.
- 6) Lewis Buckner
- 7) Martha Jones Buckner, married John Buckner, son of Philip and Tabitha Buckner of Bracken County, Kentucky.
- 8) Mary Amiss Buckner, married John P. Campbell.

Virginia Willis and Administrations, 1632 - 1800 (an index); by Clayton Torrence, 1930, Richmond, Virginia:

| | | | |
|----------------------|------------------|------|-----------|
| Allemanle County | Jean Buckner | 1789 | Will |
| Essex County | Jno. Buckner | 1625 | Inventory |
| Fairfax County | Peyton Buckner | 1752 | Inventory |
| Halifax County | Anthony Buckner | 1780 | Will |
| Louisa County | Philip Buckner | 1762 | Will |
| Prince George County | Larrance Buckner | 1720 | Inventory |
| Spotsylvania County | Mary Buckner | 1787 | Will |
| Spotsylvania County | Mordacai Buckner | 1788 | Will |
| Stafford County | Philip Buckner | 1700 | Will |
| Stafford County | Jno. Buckner | 1748 | Will |
| Stafford County | Jno. Buckner | 1752 | Will |
| Stafford County | Susannah Buckner | 1755 | Inventory |
| Sussex County | Edwd. Buckner | 1767 | Will |
| Westmoreland County | Richd. Buckner | 1794 | Will |
| York County | Wm. Buckner | 1716 | Will |

Fogg

Virginia Wills and Administrations, 1632 - 1800 (an index); by Clayton Torrence, 1930, Richmond, Virginia:

| | | | |
|-----------------------|----------------|------|-----------|
| Accomack County | Ann Fogg | 1713 | Will |
| Accomack County | Wm. Watts Fogg | 1748 | Will |
| Accomack County | Jno. Fogg | 1765 | Will |
| Essex County | Jas. Fogg | 1742 | Inventory |
| Essex County | Jas. Fogg | 1744 | Inventory |
| Essex County | Nathaniel Fogg | 1753 | Will |
| Essex County | Wm. Fogg | 1764 | Inventory |
| Essex County | Thos. Fogg | 1784 | Will |
| Essex County | Jos. Fogg | 1786 | Will |
| Northumberland County | Israel Fogg | 1760 | Inventory |
| Essex County | Thos. Fogg | 1795 | Inventory |

Lafon

Virginia Wills and Administrations, 1632 - 1800 (an index); by Clayton Torrence, 1930, Richmond, Virginia:

| | | | |
|------------------|-----------------|------|-----------|
| Essex County | Nicholas Lafon | 1750 | Inventory |
| Brunswick County | Matthew Laffoon | 1789 | Will |

Family Record; Nicholas and Elizabeth (Sthreshley) Lafon.
(Compiled by Mrs. Grace E. Jared)

Nicholas Lafon married Elizabeth Sthreshley and died in 1749, Essex County, Virginia.

His wife, Elizabeth Sthreshley, was born circa 1719 in Essex County, Virginia, and married (2nd) John Reynolds, who had been appointed guardian of the four children left by Nicholas Lafon at his death. Her father was Thomas Sthreshley. Their children were:

Hannah Lafon (ca 1740-1771), m (1st) Robt. Seayres (d 1756), (2nd) James Martin.

Richard Lafon, born ca 1742, died a minor.

Mary Lafon, born 7 May 1744, married ca 1762 to John Upshaw, died Aug 1807, King and Queen Co., Virginia.

Elizabeth Lafon, born ca 1746, married Capt. Joseph Bohannon.

Family Group Record

1B72

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|------------------------------------|-----|-------|------------------|----------------------|--------------------|------------------|
| HUSBAND Robert Payne WARING | | | | | | |
| VITAL DATA | DAY | MONTH | YEAR | CITY, TOWN, or PLACE | COUNTY or PROVINCE | STATE or COUNTRY |
| Birth | 13 | Oct | 1746 | | | |
| Marriage | | | | | | |
| Death | 17 | Jun | 1799 | | Essex | Virginia |
| Burial | | | | | | |
| Biographical Data | | | | | | |
| Other wives, if any: | | | | | | |
| Husband's Father | | | Husband's Mother | | | |

| | | | | | | |
|-------------------------------------|-----|-------|---------------|----------------------|--------------------|------------------|
| WIFE Sarah ("Sallie") UPSHAW | | | | | | |
| VITAL DATA | DAY | MONTH | YEAR | CITY, TOWN, or PLACE | COUNTY or PROVINCE | STATE or COUNTRY |
| Birth | | | 1770 | | King and Queen | Virginia |
| Death | | | 1828 | | King and Queen | Virginia |
| Burial | | | | | | |
| Biographical Data: | | | | | | |
| Other Husbands, if any: | | | | | | |
| Wife's Father | | | Wife's Mother | | | |

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|-----|---|----------|-------------|---------------------------|
| SEX | CHILDREN'S NAMES IN FULL | DATA | DATE | LOCATION |
| F | 1. Maria WARING Full name of Spouse Silas Mercer NOEL | Birth | 29 Aug 1790 | Essex County, Virginia |
| | | Marriage | 1805 | |
| | | Death | 2 Nov 1862 | Franklin County, Kentucky |
| | | Burial | | |
| | 2. Full name of Spouse | Birth | | |
| | | Marriage | | |
| | | Death | | |
| | | Burial | | |
| | 3. Full name of Spouse | Birth | | |
| | | Marriage | | |
| | | Death | | |
| | | Burial | | |
| | 4. Full name of Spouse | Birth | | |
| | | Marriage | | |
| | | Death | | |
| | | Burial | | |
| | 5. Full name of Spouse | Birth | | |
| | | Marriage | | |
| | | Death | | |
| | | Burial | | |
| | 6. Full name of Spouse | Birth | | |
| | | Marriage | | |
| | | Death | | |
| | | Burial | | |

PLEASE SEND ANY ADDITIONAL
INFORMATION ABOUT THIS FAMILY TO:
TED O. BROOKE
79 WAGONWHEEL CT, NE; MARIETTA, GA 30067

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Authorities: Information furnished Dec 1975 by Mrs. Florence S. Redford, 107 Leech St., Glasgow, Kentucky 42141